Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7	Date: 9/7/09	Time: 0558 hrs	
Location: 450 Bauchet St.	City or Station: Los Angeles		
Bureau/Station/Facility: TTCF	Admin. Investigation: YES ☐ NO ☒		
Type of Force: Significant-Control Techniques / Team Take Down / Personal Weapons / Chemical Agent (OC Spray) / Taser / T.A.R.P.			
Deputy Injury: YES ☒ NO ☐	Suspect Injury YES ☒ NO ☐		
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: YES ☒ NO ☐	Person Notified: Lieutenant Roderick Kusch	Emp: [redacted]	IAB Roll Out: YES ☒ NO ☐

Involved Employee

E1

Employee # [redacted]	Last Name [redacted]	First Name [redacted]	Middle Name [redacted]
Sex: ☒ Male ☐ Female	Race: W	Unit of Assignment: TTCF	Work Assignment (Unit #, Module, etc.): T-162
Shift: ☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5' 08" / Weight: 200
☒ Injured ☒ Treated ☐ Admitted	Hospital: U.S. Health Works Medical Group	Coroner Case #	Directed Force ☐ Significant Force ☒

E2

Employee # [redacted]	Last Name [redacted]	First Name [redacted]	Middle Name [redacted]
Sex: ☒ Male ☐ Female	Race: B	Unit of Assignment: TTCF	Work Assignment (Unit #, Module, etc.): T-162
Shift: ☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5' 07" / Weight: 186
☒ Injured ☒ Treated ☐ Admitted	Hospital: U.S. Health Works Medical Group	Coroner Case #	Directed Force ☐ Significant Force ☒

E3

Employee # [redacted]	Last Name Hancock Jr.	First Name Ronald	Middle Name L.
Sex: ☒ Male ☐ Female	Race: W	Unit of Assignment: TTCF	Work Assignment (Unit #, Module, etc.): T-162
Shift: ☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 6' 0" / Weight: 205
☒ Injured ☒ Treated ☐ Admitted	Hospital: U.S. Health Works Medical Group	Coroner Case #	Directed Force ☐ Significant Force ☒

☒ **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Zavala	Victor	L.	Sgt.	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Evers	Theresa	O.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Sachs	Elisabeth	A.

Lieutenant Elisabeth A. Sachs
Watch Commander (**Print Name**) — Watch Commander's **Signature**: — Emp #: — Date

Sergeant Dinah L. Grote
Supervisor Completing Form: (**Print Name**) — [redacted] Emp #: — Copy Provided to Employee by: — Emp #:

Captain Anthony Ward
Unit Commander (**Print Name**) — Unit Commander's **Signature**: — Emp #: — Date

DISCOVERY Use Only
FO# 2250917

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 07/08)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation
009-01496-5800-057

Involved Employee

E 4

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[X] Male [ ] Female	W	TTCF	T-161

Shift		Age	Height	Weight
[ ] EM [X] Day [ ] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	[redacted]	6' 04"	235

	Hospital	Coroner Case #	
[X] Injured [X] Treated [ ] Admitted	U.S. Health Works Medical Group		Directed Force [ ] Significant Force [X]

E 5

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[redacted] Male [redacted] Female	[redacted]	[redacted]	[redacted]

Shift		Age	Height	Weight
[ ] EM [X] Day [ ] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	[redacted]	[redacted]	[redacted]

	Hospital	Coroner Case #	
[X] Injured [X] Treated [ ] Admitted	U.S. Health Works Medical Group		Directed Force [ ] Significant Force [X]

E 6

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[X] Male [ ] Female	B	TTCF	T-161

Shift		Age	Height	Weight
[ ] EM [X] Day [ ] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	[redacted]	5' 10"	175

	Hospital	Coroner Case #	
[X] Injured [X] Treated [ ] Admitted	U.S. Health Works Medical Group		Directed Force [ ] Significant Force [X]

E_

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

	Hospital	Coroner Case #	
[ ] Injured [ ] Treated [ ] Admitted			Directed Force [ ] Significant Force [ ]

E_

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

	Hospital	Coroner Case #	
[ ] Injured [ ] Treated [ ] Admitted			Directed Force [ ] Significant Force [ ]

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Gates	Wanda	Michelle
[redacted]	Bisaha	Steven	John
[redacted]	Brice	Jeremiah	James

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.	Street Address	City	Zip Code	Work Ph.	Home Ph.
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				
[redacted]	[redacted]				Former Inmate - Booking # [redacted]				

☒ Additional Witness

SH-R-438P (Rev. 07/08)

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.

☒ Additional Witness

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	

☒ Additional Witness

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.
Last Name [redacted]	First Name [redacted]	Middle Name	Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.

☒ Additional Witness

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate -Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking # [redacted]	City	Zip Code	Work Ph.	Home Ph.	

☒ Additional Witness

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation
0 0 9 - 0 1 4 9 6 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name [redacted]	First Name [redacted]	Middle Name		Age	D.O.B.
Street Address Former Inmate - Booking #[redacted]	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	

Supervisor's Report on Use of Force
SUSPECT INFORMATION
009-01496-5800-057

Suspect Information

S 1

Last Name: McKinzie | First Name: Otis | Middle Name: Lee

AKA Last Name: McKenzie | First Name: Ottis | Middle Name: Lee

Sex: [X] Male [ ] Female | Race: B | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 62 | Height: 5'8" | D.O.B. 01/11/48 | Weight: 180 | Armed? [ ]

Booking #: 2037069 | Primary Charge Code: 11351 (A) H&S | Secondary Charge Code: | Criminal History [X]

EMT in attendance? [ ] YES [X] NO Name: | Unit: | Phone #:

Hospital Admission? [X] | Rec'd Treatment At: LAC-USC Medical Center | Coroner Case #: | Mental History [X]

By Doctor: Imani Gardner | Address: 2051 Marengo St., Los Angeles | Phone #: (323) 409-1945

Under Influence: [ ] YES [X] NO | Substance: | Mental Illness [X]

Suspect Interview

Date: 09/07/09 | Time: | [ ] Audiotape: [X] Videotape: [X] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name | First Name | Middle Name

AKA Last Name | First Name | Middle Name

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: | Coroner Case #: | Mental History [ ]

By Doctor: | Address: | Phone #:

Under Influence: [ ] YES [ ] NO | Substance: | Mental Illness: [ ]

Suspect Interview

Date: | Time: | [ ] Audiotape: [ ] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name | First Name | Middle Name

AKA Last Name | First Name | Middle Name

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: | Coroner Case #: | Mental History [ ]

By Doctor: | Address: | Phone #:

Under Influence: [ ] YES [ ] NO | Substance: | Mental Illness [ ]

Suspect Interview

Date: | Time: | [ ] Audiotape: [ ] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

[ ] **Additional Suspects Involved**

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
McKinzie	S#1	[redacted]	E#1	PH	NN	CH
McKinzie	S#1	[redacted]	E#2	PH	NN	CH
[redacted]	E#1, E#2	McKinzie	S#1	TT	SD	HE
McKinzie	S#1	[redacted]	E#1, E#2	PK	BR,CP	LE,GR
[redacted]	E#1	McKinzie	S#1	PH	NN	AD
Hancock	E#3	McKinzie	S#1	CT	NN	HD
McKinzie	S#1	Hancock	E#3	PH	CP	WR
Hancock	E#3	McKinzie	S#1	PH	FR	FA
[redacted]	E#4	McKinzie	S#1	OC	NN	FA
McKinzie	S#1	[redacted] Hancock	E#1, 2, 3	BF, PK, PH	NN	AR, FA, HD,
McKinzie	S#1	[redacted]	E#4, 5, 6	BF, PK, PH	NN	AR, FA, HD,
Hancock	E#3	McKinzie	S#1	TR	NN	BK
[redacted]	E#5	McKinzie	S#1	PH	NN	LE
Hancock	E#3	McKinzie	S#1	RH	NN	HD
[redacted]	E#4	McKinzie	S#1	RH	NN	HD
[redacted]	E#6	McKinzie	S#1	RH	NN	HD
[redacted]	E#5	McKinzie	S#1	TP	NN	AK, LE
[redacted]	E#5	McKinzie	S#1	CT	NN	FE

INTERNAL AFFAIRS BUREAU
INVESTIGATIVE SUMMARY
USE OF FORCE
(FRACTURED RIGHT JAW/CHEEKBONE and RIGHT ORBITAL)
IAB #FO2250917

FILE#: 009-01496-5800-057

DATE/TIME: Monday, September 7, 2009, 0558 hours

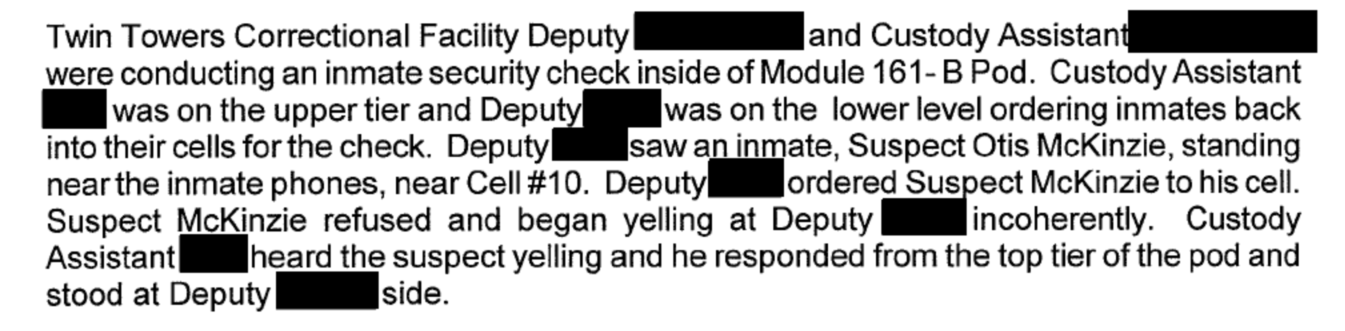
LOCATION: Twin Towers Correction Facility - Module 161-B Pod
450 Bauchet Street, Los Angeles, California, 90012

SUSPECT: Inmate (released from custody), Otis Lee McKinzie, MB/62,
Booking #2037069

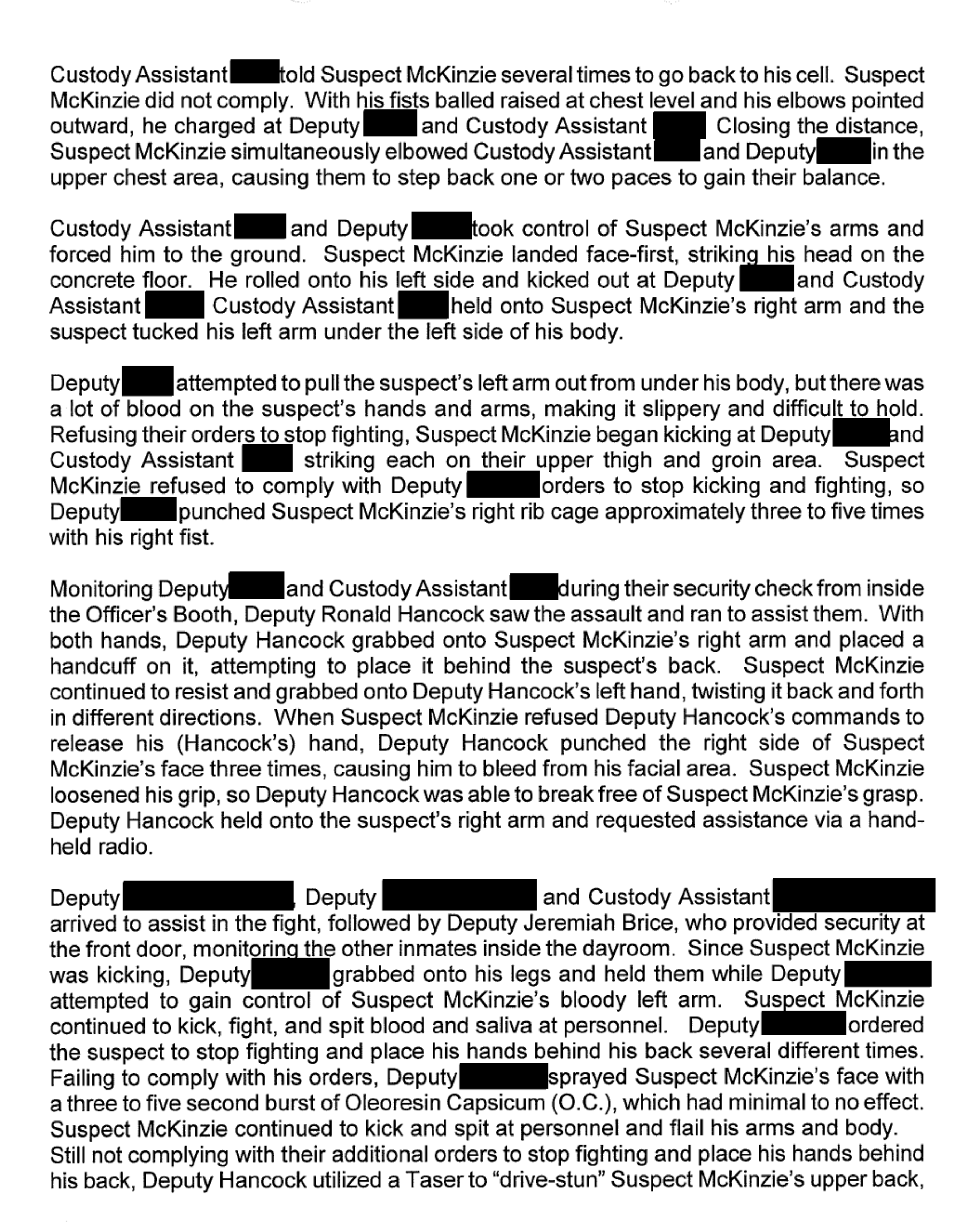
INVOLVED PERSONNEL:
Deputy [redacted], #[redacted], Days
Custody Assistant [redacted], #[redacted], Days
Deputy Ronald Hancock Jr., #[redacted], Days
Deputy [redacted], #[redacted], Days
Deputy [redacted], #[redacted], Days
Custody Assistant [redacted], #[redacted], Days

SYNOPSIS:

Internal Affairs Bureau Sergeants Dinah Grote, Laura Haynes, and Lieutenant Roderick Kusch responded to Twin Towers Correctional Facility, where a deputy use-of-force incident led to an inmate's fractured jaw and orbital. Attorney Angelica Arias of the Office of Independent Review was also notified of the incident but did not respond. When we arrived at the scene, we learned the following:



Twin Towers Correctional Facility Deputy [redacted] and Custody Assistant [redacted] were conducting an inmate security check inside of Module 161- B Pod. Custody Assistant [redacted] was on the upper tier and Deputy [redacted] was on the lower level ordering inmates back into their cells for the check. Deputy [redacted] saw an inmate, Suspect Otis McKinzie, standing near the inmate phones, near Cell #10. Deputy [redacted] ordered Suspect McKinzie to his cell. Suspect McKinzie refused and began yelling at Deputy [redacted] incoherently. Custody Assistant [redacted] heard the suspect yelling and he responded from the top tier of the pod and stood at Deputy [redacted] side.


Custody Assistant [redacted] told Suspect McKinzie several times to go back to his cell. Suspect McKinzie did not comply. With his fists balled raised at chest level and his elbows pointed outward, he charged at Deputy [redacted] and Custody Assistant [redacted] Closing the distance, Suspect McKinzie simultaneously elbowed Custody Assistant [redacted] and Deputy [redacted] in the upper chest area, causing them to step back one or two paces to gain their balance.

Custody Assistant [redacted] and Deputy [redacted] took control of Suspect McKinzie's arms and forced him to the ground. Suspect McKinzie landed face-first, striking his head on the concrete floor. He rolled onto his left side and kicked out at Deputy [redacted] and Custody Assistant [redacted] Custody Assistant [redacted] held onto Suspect McKinzie's right arm and the suspect tucked his left arm under the left side of his body.

Deputy [redacted] attempted to pull the suspect's left arm out from under his body, but there was a lot of blood on the suspect's hands and arms, making it slippery and difficult to hold. Refusing their orders to stop fighting, Suspect McKinzie began kicking at Deputy [redacted] and Custody Assistant [redacted] striking each on their upper thigh and groin area. Suspect McKinzie refused to comply with Deputy [redacted] orders to stop kicking and fighting, so Deputy [redacted] punched Suspect McKinzie's right rib cage approximately three to five times with his right fist.

Monitoring Deputy [redacted] and Custody Assistant [redacted] during their security check from inside the Officer's Booth, Deputy Ronald Hancock saw the assault and ran to assist them. With both hands, Deputy Hancock grabbed onto Suspect McKinzie's right arm and placed a handcuff on it, attempting to place it behind the suspect's back. Suspect McKinzie continued to resist and grabbed onto Deputy Hancock's left hand, twisting it back and forth in different directions. When Suspect McKinzie refused Deputy Hancock's commands to release his (Hancock's) hand, Deputy Hancock punched the right side of Suspect McKinzie's face three times, causing him to bleed from his facial area. Suspect McKinzie loosened his grip, so Deputy Hancock was able to break free of Suspect McKinzie's grasp. Deputy Hancock held onto the suspect's right arm and requested assistance via a hand-held radio.

Deputy [redacted], Deputy [redacted] and Custody Assistant [redacted] arrived to assist in the fight, followed by Deputy Jeremiah Brice, who provided security at the front door, monitoring the other inmates inside the dayroom. Since Suspect McKinzie was kicking, Deputy [redacted] grabbed onto his legs and held them while Deputy [redacted] attempted to gain control of Suspect McKinzie's bloody left arm. Suspect McKinzie continued to kick, fight, and spit blood and saliva at personnel. Deputy [redacted] ordered the suspect to stop fighting and place his hands behind his back several different times. Failing to comply with his orders, Deputy [redacted] sprayed Suspect McKinzie's face with a three to five second burst of Oleoresin Capsicum (O.C.), which had minimal to no effect. Suspect McKinzie continued to kick and spit at personnel and flail his arms and body. Still not complying with their additional orders to stop fighting and place his hands behind his back, Deputy Hancock utilized a Taser to "drive-stun" Suspect McKinzie's upper back,

which eventually allowed Deputy [redacted] to place Suspect McKinzie's left arm behind his back. Suspect McKinzie used his left hand and grabbed onto the barrel of the Taser gun. A brief struggle for possession of the Taser ensued. Deputy Hancock was able to turn the Taser to Suspect McKinzie's lower back and "drive-stun" him a second time, allowing Deputy Hancock to pull the Taser out of the suspect's grasp. Deputy Hancock maintained a hold of Suspect McKinzie's handcuffed right arm.

Deputy [redacted] held Suspect McKinzie's left's arm behind the suspect's back while Custody Assistant [redacted] assisted in handcuffing Suspect McKinzie's left arm with a different set of handcuffs. Custody Assistant [redacted] then attached the left side handcuffs to the right side handcuffs, connecting Suspect McKinzie's arms together.

Suspect McKinzie continued to kick, so Deputy [redacted] placed a Hobble restraint around the suspect's ankles. Due to his continuous thrashing of his legs and jerking of his body, Deputy [redacted] applied the Total Appendage Restraint Procedure (TARP). Suspect McKinzie was carried out of B Pod and placed on the floor in the outdoor recreation area. He continued his attempt to spit at personnel, so a spit mask was placed over his face.

During the fight, Suspect McKinzie spit blood and saliva at custody personnel. Due to the suspect bleeding from his face and head, and struggling with personnel on the ground, Deputies Hancock, [redacted], [redacted], [redacted] and Custody Assistant's [redacted] and [redacted] were all exposed to Suspect McKinzie's blood, which they washed off after the incident. Afterward the Twin Towers medical staff advised that Suspect McKinzie was [redacted]

Suspect Mckinzie was transported to the Los Angeles County - University of California Medical Center (LCMC) for further medical evaluation. There it was learned Suspect McKinzie sustained a fractured right jaw/cheekbone and right orbital. The treating physician, Doctor Imani Gardner, told Twin Towers' Sergeant Victor Zavala that Suspect McKinzie's injuries were consistent with the reported use of force.

Deputy [redacted] sustained bruising and soreness to his left inner thigh, and a sprained right hand. Custody Assistant [redacted] had soreness to his groin area. Deputy Hancock complained of pain to his left wrist and left leg. Deputy [redacted] sustained a contusion to his right hand and thigh, sprained his left knee, right arm, right shoulder, and neck. Deputy [redacted] sustained a sprain to his lower back, and Custody Assistant [redacted] did not sustain any injury. They were all treated at U.S. Healthworks and released.

Based on their exposure to the suspect's blood and bodily fluids, Deputy Hancock and Custody Assistant [redacted] were given precautionary medications for [redacted] Due to the side effects from the medication, both were off work for approximately one month.

INVOLVED PERSONNEL:

[redacted]
Deputy Sheriff, Employee #[redacted]
Custody Operations Division/TTCF - Inmate Security

Work History:

Date of Employment:	[redacted]
Date assigned to Custody:	
Completed Custody Training:	
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

[redacted]
Custody Assistant, Employee #[redacted]
Custody Operations Division/TTCF - Inmate Security

Work History:

Date of Employment:	[redacted]
Date assigned to Custody:	[redacted]
Completed Custody Training:	
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

HANCOCK JR. , Ronald L.
Deputy Sheriff, Employee #[redacted]
Custody Operations Division/TTCF - Inmate Security

Work History:

Date of Employment:	05/01/2006
Date assigned to Custody:	05/01/2006
Completed Custody Training:	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

[redacted]
Deputy Sheriff, Employee #[redacted]
Custody Operations Division/TTCF - Inmate Security

Work History:

Date of Employment:	[redacted]
Date assigned to Custody:	[redacted]
Completed Custody Training:	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

[redacted]
Deputy Sheriff, Employee #[redacted]

Work History:
Date of Employment: [redacted]
Date assigned to Custody:
Completed Custody Training:
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incident(s): [redacted]

[redacted]
Custody Assistant, Employee #[redacted]
Custody Operations Division/TTCF - Inmate Security

Work History:
Date of Employment: [redacted]
Date assigned to Custody:
Completed Custody Training:
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incident(s): [redacted]

EMPLOYEE WITNESSES:
GATES, Wanda M., #[redacted] Custody Assistant
BISAHA, Steven J., #[redacted], Senior Line, Bonus I Deputy
BRICE, Jeremiah J., #[redacted] Deputy

NON-EMPLOYEE WITNESS:
[redacted] MB, Booking #[redacted] Inmate (released on [redacted] to California Department of Corrections)
[redacted] MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)
[redacted] MB, Booking #[redacted], Inmate (released from custody on [redacted]
[redacted], MB, Booking #[redacted] Inmate (released on [redacted] to California Department of Corrections)
[redacted], MH, Booking #[redacted] Inmate (released on [redacted] to [redacted])
[redacted] MO, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)
[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted], MB, Booking #[redacted] Inmate (released from custody on [redacted])

[redacted] MW, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MH, Booking #[redacted], Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted] Inmate (released from custody on [redacted],

[redacted] MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted], MB, Booking #[redacted] Inmate (released on [redacted] to California Department of Corrections)

[redacted], MO, Booking #[redacted], Inmate (released from custody on [redacted]

[redacted], MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted], MW, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted], MW, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted] MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted] Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted], Inmate (released from custody on [redacted],

[redacted] MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted] MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted] MH, Booking #[redacted], Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted] Inmate (released on [redacted] to California Department of Corrections)

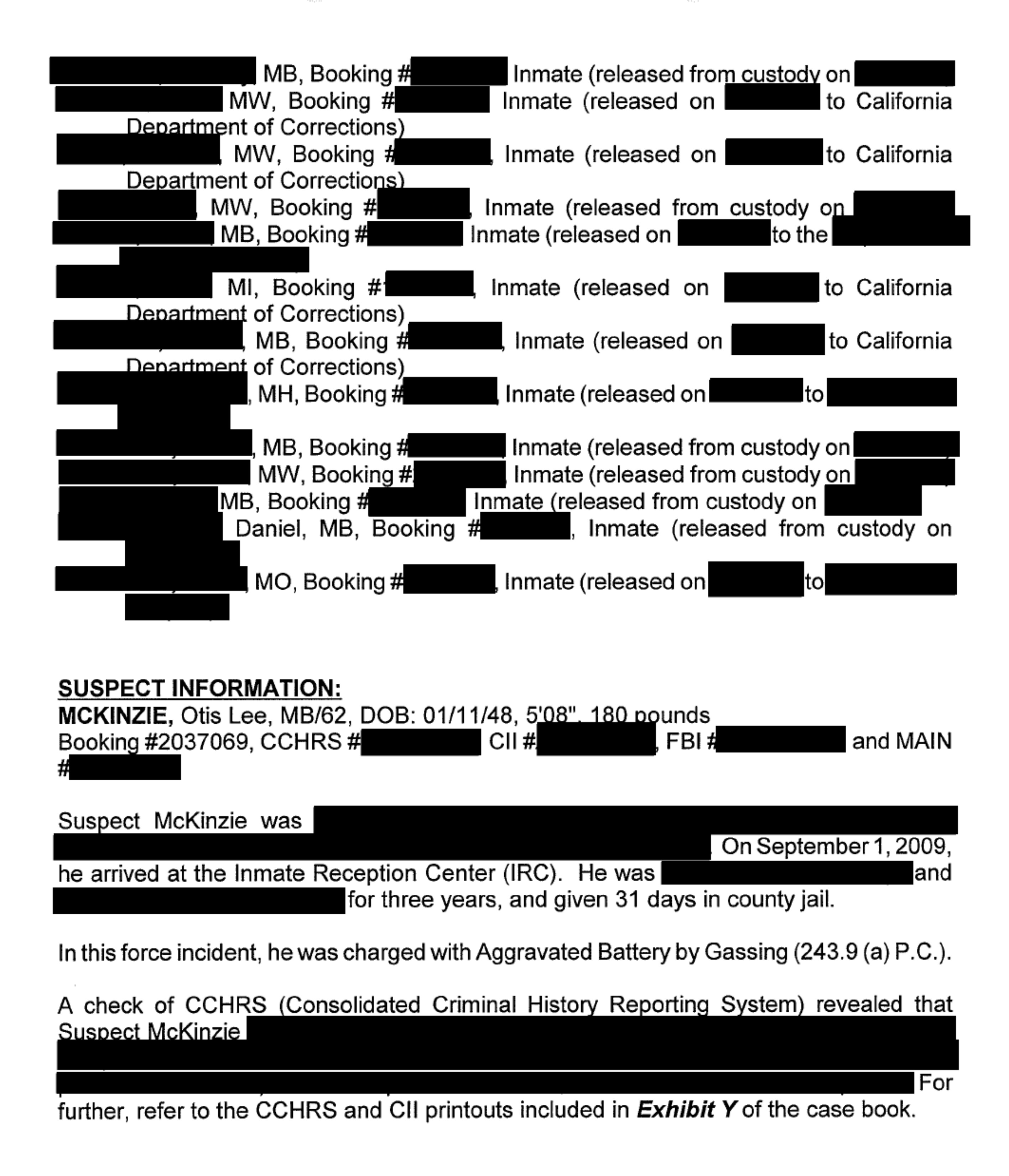
[redacted] MH, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted] MW, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted], MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted], Inmate (released from custody on [redacted]

[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)


[redacted], MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MW, Booking #[redacted] Inmate (released on [redacted] to California Department of Corrections)

[redacted], MW, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MW, Booking #[redacted], Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted] Inmate (released on [redacted] to the [redacted]

MI, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MB, Booking #[redacted], Inmate (released on [redacted] to California Department of Corrections)

[redacted], MH, Booking #[redacted], Inmate (released on [redacted] to [redacted]

, MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MW, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] MB, Booking #[redacted] Inmate (released from custody on [redacted]

[redacted] Daniel, MB, Booking #[redacted], Inmate (released from custody on [redacted]

MO, Booking #[redacted], Inmate (released on [redacted] to [redacted]

SUSPECT INFORMATION:

MCKINZIE, Otis Lee, MB/62, DOB: 01/11/48, 5'08", 180 pounds
Booking #2037069, CCHRS #[redacted] CII #[redacted], FBI #[redacted] and MAIN #[redacted]

Suspect McKinzie was [redacted]. On September 1, 2009, he arrived at the Inmate Reception Center (IRC). He was [redacted] and [redacted] for three years, and given 31 days in county jail.

In this force incident, he was charged with Aggravated Battery by Gassing (243.9 (a) P.C.).

A check of CCHRS (Consolidated Criminal History Reporting System) revealed that Suspect McKinzie [redacted] For further, refer to the CCHRS and CII printouts included in ***Exhibit Y*** of the case book.

INJURIES:
Deputy [redacted] sustained bruising and soreness to his left inner thigh, and a sprained right hand. Also, he had blood on his left and right hands and arms, which he washed clean. He was treated at US Healthworks and released.

Custody Assistant [redacted] had soreness to his groin area and he had blood on his hands and arms, which he washed off. He was treated at US Healthworks and released.

Deputy Hancock complained of pain to his left wrist and left leg. Also, he had an open wound which was exposed to Suspect McKinzie's blood. He was treated at US Healthworks and released. Due to the side effects of medications he was taking for his [redacted] Deputy Hancock was off work for approximately four weeks.

Custody Assistant [redacted] did not sustain any injury. However, he had blood and saliva spat on his face, bare arms, and hands. He was treated at US Healthworks and off work for approximately six weeks due to the side effects from the precautionary medications he was taking for his [redacted]

Deputy [redacted] sustained a contusion to his right hand and thigh, sprained his left knee, right arm, right shoulder and neck. He was also exposed to Suspect McKinzie's blood, which he washed off. He was treated at US Healthworks and released.

Deputy [redacted] sustained a sprain to his lower back and he was exposed to Suspect McKinzie's blood, which he washed off. He was treated at US Healthworks and released.

Suspect McKinzie sustained a laceration across his mid-forehead (three stitches), a laceration above his right eye (seven stitches), a laceration to his right earlobe (three stitches), a broken right cheekbone, a broken right orbital, and swelling to the right side of his face. For further, refer to the Inmate Injury Report, presented as ***Exhibit W***, and two photographs of Suspect McKinzie's injuries, presented as ***Exhibit X.***

PHYSICAL EVIDENCE:
None recovered.

INVESTIGATORS' OBSERVATIONS:
The scene was not held by the personnel from Twin Towers Correctional Facility (TTCF). Notification of the fractured cheekbone was made to IAB approximately nine hours after the initial use of force due to the fact the fractured cheekbone was not discovered until the late-afternoon hours on September 7, 2009.

IAB Lieutenant Rod Kusch and Sergeants Dinah Grote and Laura Haynes responded to the TTCF during the evening hours on September 7, 2009, to investigate the use of force incident.

WEAPONS USED BY DEPUTY PERSONNEL:

Deputy [redacted] conducted a team-takedown, used control holds, and punched the suspect's right rib cage three times.

Custody Assistant [redacted] conducted a team-takedown, hands and body weight.

Deputy Hancock punched the suspect's face three times, hands, control holds, handcuffing, and Taser.

Deputy [redacted] used his hands, control holds, O.C. spray, and handcuffing.

Deputy [redacted] used his hands, legs, body weight, control holds, Hobble, and the TARP.

Custody Assistant [redacted] used his hands and handcuffing.

WEAPONS USED BY THE SUSPECT:

Suspect McKinzie used his hands, arms, elbows, legs, and feet.

PROPERTY DAMAGE:

There was no property damage during the fight with the deputies.

CRIMINAL INVESTIGATION CHARGES:

Investigator's Name:	Jail Investigations Unit - Detective Roberto Bayes #[redacted]
Court:	Criminal Court District Attorney's Office
Charges Filed:	None
D.A. Case Number:	None - DA Case Reject

On September 17, 2009, the case was presented to Deputy District Eric Levine for a misdemeanor filing of aggravated battery and gassing on a peace officer. Mr. Levine declined filing due to the suspect's unfit mental state. For further, refer to the supplemental report by Jail Investigator Roberto Bayes, presented as ***Exhibit Z***, and the case reject explanation and case closure reports, both presented as ***Exhibit AA*** in the case book.

LIGHTING AND WEATHER CONDITIONS:

Module 161- B Pod, was well lit with overhead lighting.

INVOLVED EMPLOYEES' STATEMENTS:

*The following interviews were conducted during the investigation. Precise wording may be obtained by reviewing the digitally audio taped interviews in the IAB audio files and/or the verbatim transcripts listed under the **Transcribed Interviews** in the case book.*

***Deputy** [redacted] was interviewed by IAB Sergeants Dinah Grote and Laura Haynes on October 13, 2009, at 0950 hours, at the IAB Commerce office. He was represented by Attorney Derald Brenneman from Green & Shinee.*

Deputy [redacted] was working in Module 161 conducting a security check in B Pod along with Custody Assistant (C.A.) [redacted]. Deputy [redacted] remained on the lower level ordering the inmates back into their cells or to take a seat at the "spider" tables in the dayroom while C. A. [redacted] conducted his check on the upper tier.

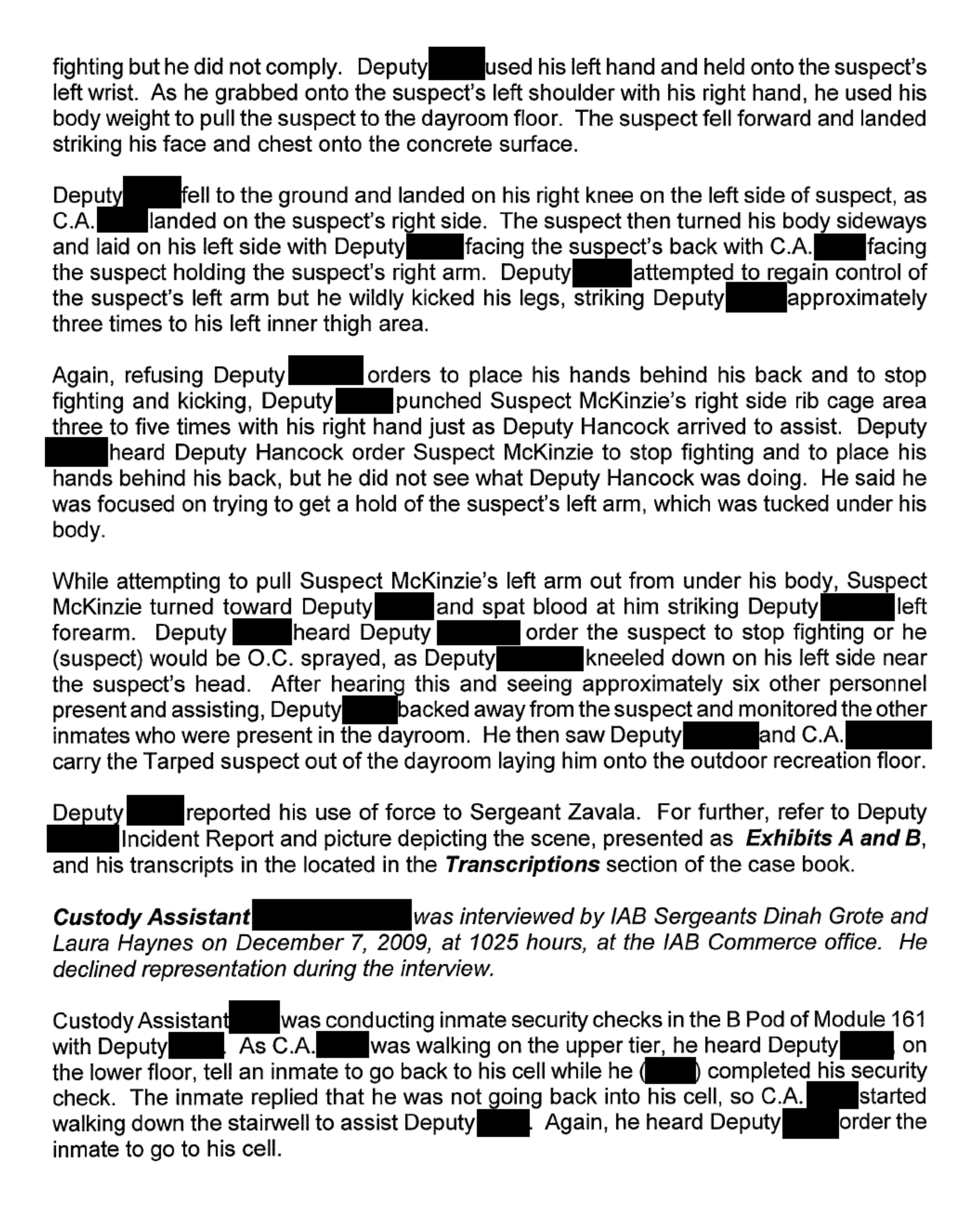
While conducting his hourly inmate security/safety check, Deputy [redacted] saw an inmate, Suspect McKinzie, standing in the dayroom near the inmate telephones between Cell [redacted] and [redacted]. Deputy [redacted] ordered Suspect McKinzie to return to his cell. Suspect McKinzie looked at Deputy [redacted] with an angry stare and said, "No, make me." Custody Assistant [redacted] responded from the upper tier. Again, Deputy [redacted] ordered Suspect McKinzie to go back to his cell. Suspect McKinzie said, "No, I'm not going back to my cell. Fuck you." Seconds later, Custody Assistant [redacted] arrived and stood at Deputy [redacted] left side. Deputy [redacted] and C.A. [redacted] were facing toward Cell #8 and the suspect was approximately five feet from them. Custody Assistant [redacted] ordered Suspect McKinzie to return to his cell.

> **IAB Note:** Refer to Twin Towers Correctional Facility Unit Orders #5-03-070 and #3-02-300, which refers to Inmate Security Checks and Contact with Insubordinate/Recalcitrant Inmates (***Exhibits E and F***), along with Custody Division Manual policy #5-05/090.05, regarding Handling Insubordinate, Recalcitrant, Hostile, or Aggressive Inmates (***Exhibits G***).

Not complying, Suspect McKinzie clenched his fists and raised them to chest level. With both elbows pointed outward, he aggressively advanced toward Deputy [redacted] and C.A. [redacted]. He struck C.A. [redacted] in his chest with his right elbow. Simultaneously, he struck Deputy [redacted] in his chest with his left elbow. This caused Deputy [redacted] to have to take a step or two backward to prevent from falling. Regaining his balance, Deputy [redacted] used both hands to grab onto Suspect McKinzie's left arm as C.A. [redacted] grabbed the suspect's right arm in an attempt to escort Suspect McKinzie out of the pod.

> **IAB Note:** Deputy [redacted] stated he did not have time to call for a supervisor or for back-up because the incident happened quickly.

Suspect McKinzie yelled out, "Let me go. I'm not going anywhere." In an attempt to break free from their grasp, Suspect McKinzie attempted to turn his body by aggressively jerking his elbows and arms back and forth. Deputy [redacted] ordered Suspect McKinzie to stop



fighting but he did not comply. Deputy [redacted] used his left hand and held onto the suspect's left wrist. As he grabbed onto the suspect's left shoulder with his right hand, he used his body weight to pull the suspect to the dayroom floor. The suspect fell forward and landed striking his face and chest onto the concrete surface.

Deputy [redacted] fell to the ground and landed on his right knee on the left side of suspect, as C.A. [redacted] landed on the suspect's right side. The suspect then turned his body sideways and laid on his left side with Deputy [redacted] facing the suspect's back with C.A. [redacted] facing the suspect holding the suspect's right arm. Deputy [redacted] attempted to regain control of the suspect's left arm but he wildly kicked his legs, striking Deputy [redacted] approximately three times to his left inner thigh area.

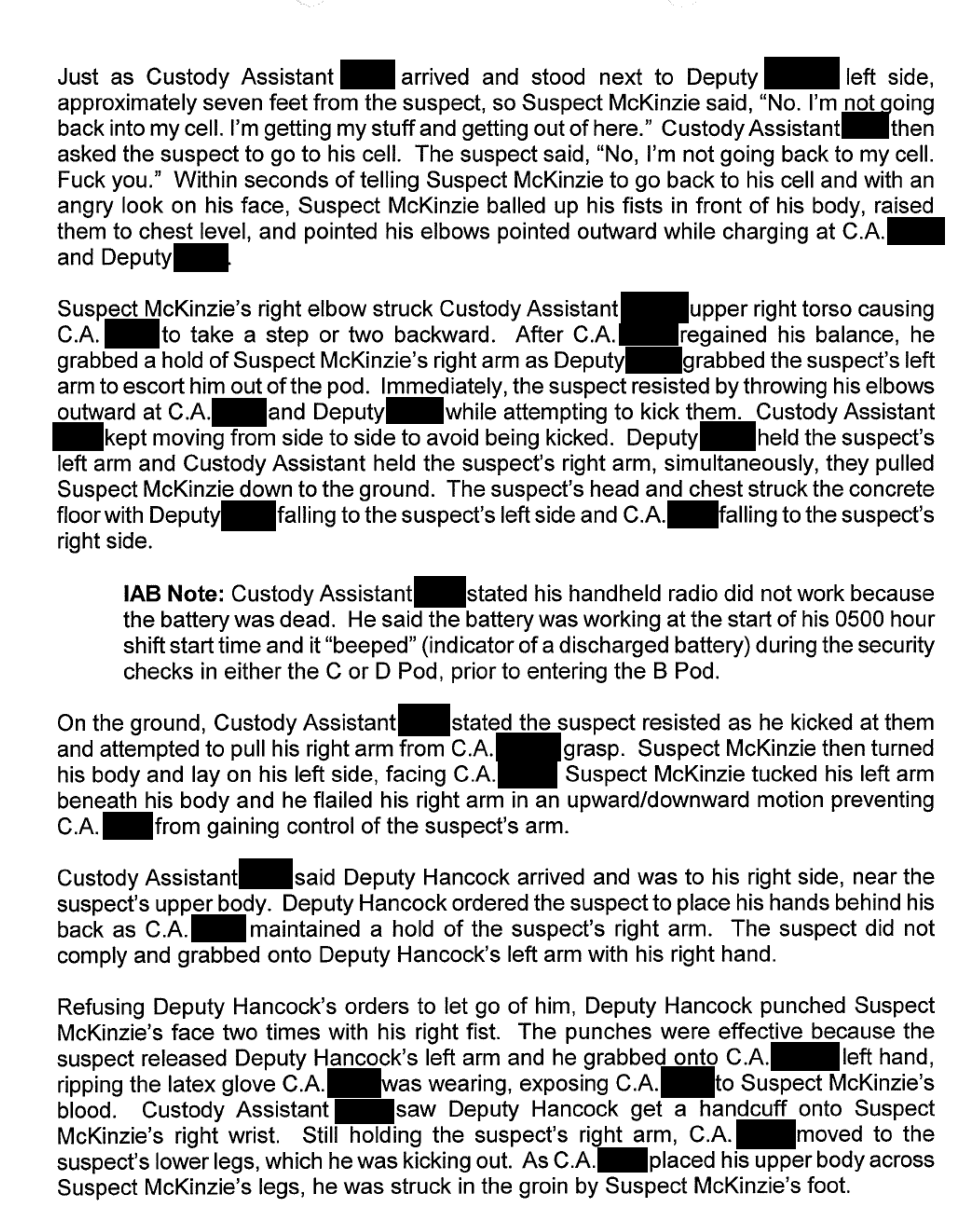
Again, refusing Deputy [redacted] orders to place his hands behind his back and to stop fighting and kicking, Deputy [redacted] punched Suspect McKinzie's right side rib cage area three to five times with his right hand just as Deputy Hancock arrived to assist. Deputy [redacted] heard Deputy Hancock order Suspect McKinzie to stop fighting and to place his hands behind his back, but he did not see what Deputy Hancock was doing. He said he was focused on trying to get a hold of the suspect's left arm, which was tucked under his body.

While attempting to pull Suspect McKinzie's left arm out from under his body, Suspect McKinzie turned toward Deputy [redacted] and spat blood at him striking Deputy [redacted] left forearm. Deputy [redacted] heard Deputy [redacted] order the suspect to stop fighting or he (suspect) would be O.C. sprayed, as Deputy [redacted] kneeled down on his left side near the suspect's head. After hearing this and seeing approximately six other personnel present and assisting, Deputy [redacted] backed away from the suspect and monitored the other inmates who were present in the dayroom. He then saw Deputy [redacted] and C.A. [redacted] carry the Tarped suspect out of the dayroom laying him onto the outdoor recreation floor.

Deputy [redacted] reported his use of force to Sergeant Zavala. For further, refer to Deputy [redacted] Incident Report and picture depicting the scene, presented as ***Exhibits A and B***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

Custody Assistant [redacted] *was interviewed by IAB Sergeants Dinah Grote and Laura Haynes on December 7, 2009, at 1025 hours, at the IAB Commerce office. He declined representation during the interview.*

Custody Assistant [redacted] was conducting inmate security checks in the B Pod of Module 161 with Deputy [redacted]. As C.A. [redacted] was walking on the upper tier, he heard Deputy [redacted], on the lower floor, tell an inmate to go back to his cell while he ([redacted]) completed his security check. The inmate replied that he was not going back into his cell, so C.A. [redacted] started walking down the stairwell to assist Deputy [redacted]. Again, he heard Deputy [redacted] order the inmate to go to his cell.



Just as Custody Assistant [redacted] arrived and stood next to Deputy [redacted] left side, approximately seven feet from the suspect, so Suspect McKinzie said, "No. I'm not going back into my cell. I'm getting my stuff and getting out of here." Custody Assistant [redacted] then asked the suspect to go to his cell. The suspect said, "No, I'm not going back to my cell. Fuck you." Within seconds of telling Suspect McKinzie to go back to his cell and with an angry look on his face, Suspect McKinzie balled up his fists in front of his body, raised them to chest level, and pointed his elbows pointed outward while charging at C.A. [redacted] and Deputy [redacted].

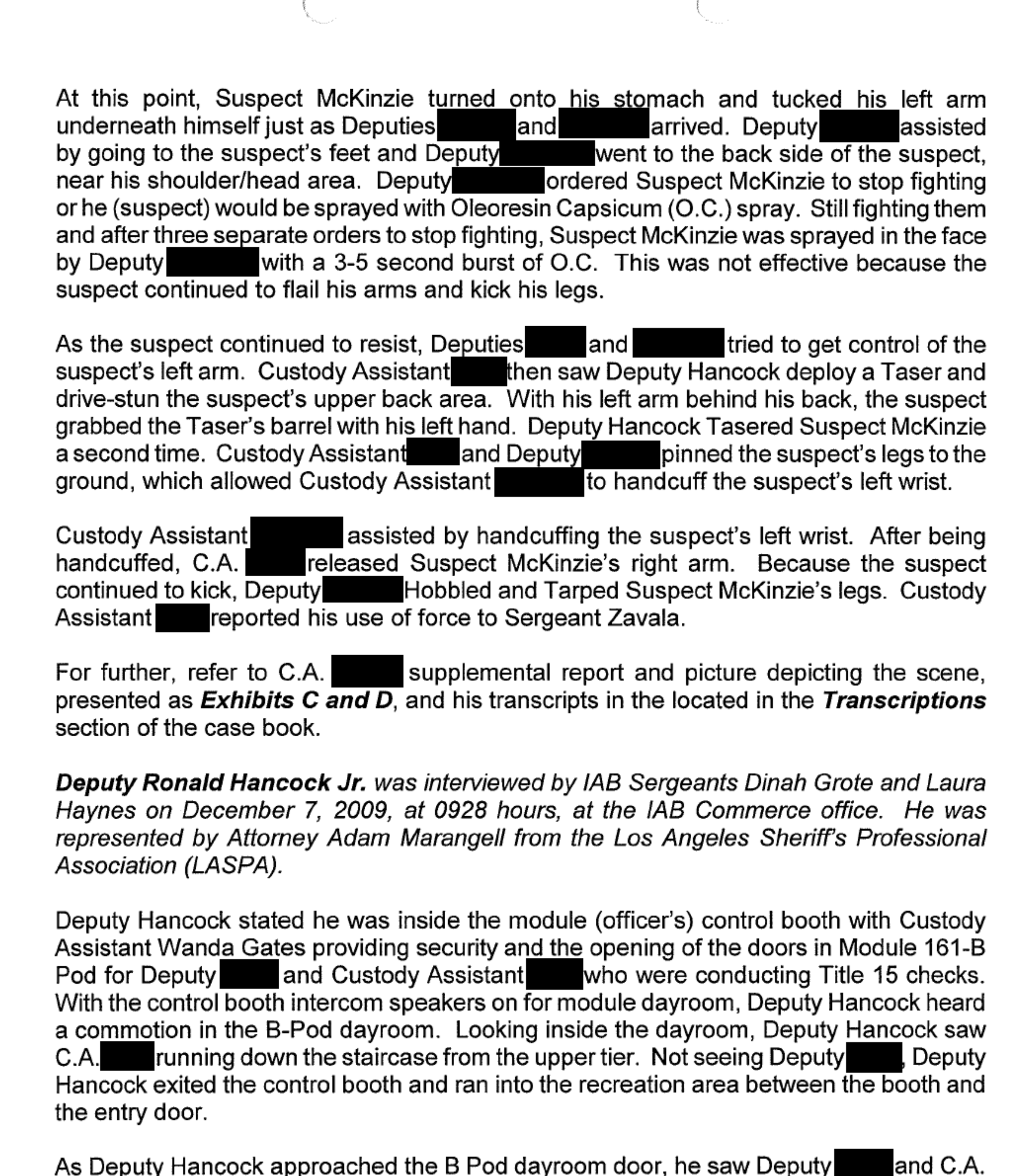
Suspect McKinzie's right elbow struck Custody Assistant [redacted] upper right torso causing C.A. [redacted] to take a step or two backward. After C.A. [redacted] regained his balance, he grabbed a hold of Suspect McKinzie's right arm as Deputy [redacted] grabbed the suspect's left arm to escort him out of the pod. Immediately, the suspect resisted by throwing his elbows outward at C.A. [redacted] and Deputy [redacted] while attempting to kick them. Custody Assistant [redacted] kept moving from side to side to avoid being kicked. Deputy [redacted] held the suspect's left arm and Custody Assistant held the suspect's right arm, simultaneously, they pulled Suspect McKinzie down to the ground. The suspect's head and chest struck the concrete floor with Deputy [redacted] falling to the suspect's left side and C.A. [redacted] falling to the suspect's right side.

> **IAB Note:** Custody Assistant [redacted] stated his handheld radio did not work because the battery was dead. He said the battery was working at the start of his 0500 hour shift start time and it "beeped" (indicator of a discharged battery) during the security checks in either the C or D Pod, prior to entering the B Pod.

On the ground, Custody Assistant [redacted] stated the suspect resisted as he kicked at them and attempted to pull his right arm from C.A. [redacted] grasp. Suspect McKinzie then turned his body and lay on his left side, facing C.A. [redacted] Suspect McKinzie tucked his left arm beneath his body and he flailed his right arm in an upward/downward motion preventing C.A. [redacted] from gaining control of the suspect's arm.

Custody Assistant [redacted] said Deputy Hancock arrived and was to his right side, near the suspect's upper body. Deputy Hancock ordered the suspect to place his hands behind his back as C.A. [redacted] maintained a hold of the suspect's right arm. The suspect did not comply and grabbed onto Deputy Hancock's left arm with his right hand.

Refusing Deputy Hancock's orders to let go of him, Deputy Hancock punched Suspect McKinzie's face two times with his right fist. The punches were effective because the suspect released Deputy Hancock's left arm and he grabbed onto C.A. [redacted] left hand, ripping the latex glove C.A. [redacted] was wearing, exposing C.A. [redacted] to Suspect McKinzie's blood. Custody Assistant [redacted] saw Deputy Hancock get a handcuff onto Suspect McKinzie's right wrist. Still holding the suspect's right arm, C.A. [redacted] moved to the suspect's lower legs, which he was kicking out. As C.A. [redacted] placed his upper body across Suspect McKinzie's legs, he was struck in the groin by Suspect McKinzie's foot.



At this point, Suspect McKinzie turned onto his stomach and tucked his left arm underneath himself just as Deputies [redacted] and [redacted] arrived. Deputy [redacted] assisted by going to the suspect's feet and Deputy [redacted] went to the back side of the suspect, near his shoulder/head area. Deputy [redacted] ordered Suspect McKinzie to stop fighting or he (suspect) would be sprayed with Oleoresin Capsicum (O.C.) spray. Still fighting them and after three separate orders to stop fighting, Suspect McKinzie was sprayed in the face by Deputy [redacted] with a 3-5 second burst of O.C. This was not effective because the suspect continued to flail his arms and kick his legs.

As the suspect continued to resist, Deputies [redacted] and [redacted] tried to get control of the suspect's left arm. Custody Assistant [redacted] then saw Deputy Hancock deploy a Taser and drive-stun the suspect's upper back area. With his left arm behind his back, the suspect grabbed the Taser's barrel with his left hand. Deputy Hancock Tasered Suspect McKinzie a second time. Custody Assistant [redacted] and Deputy [redacted] pinned the suspect's legs to the ground, which allowed Custody Assistant [redacted] to handcuff the suspect's left wrist.

Custody Assistant [redacted] assisted by handcuffing the suspect's left wrist. After being handcuffed, C.A. [redacted] released Suspect McKinzie's right arm. Because the suspect continued to kick, Deputy [redacted] Hobbled and Tarped Suspect McKinzie's legs. Custody Assistant [redacted] reported his use of force to Sergeant Zavala.

For further, refer to C.A. [redacted] supplemental report and picture depicting the scene, presented as ***Exhibits C and D***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

Deputy Ronald Hancock Jr. *was interviewed by IAB Sergeants Dinah Grote and Laura Haynes on December 7, 2009, at 0928 hours, at the IAB Commerce office. He was represented by Attorney Adam Marangell from the Los Angeles Sheriff's Professional Association (LASPA).*

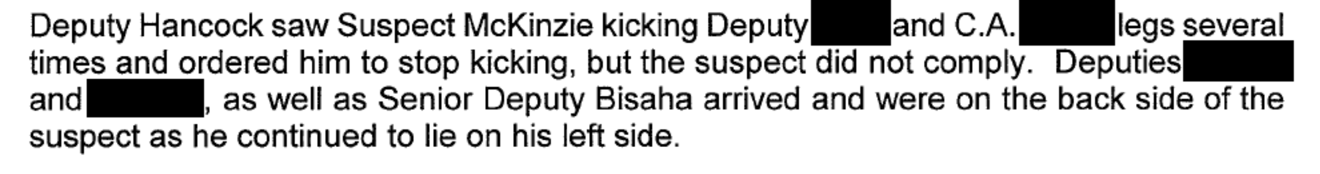
Deputy Hancock stated he was inside the module (officer's) control booth with Custody Assistant Wanda Gates providing security and the opening of the doors in Module 161-B Pod for Deputy [redacted] and Custody Assistant [redacted] who were conducting Title 15 checks. With the control booth intercom speakers on for module dayroom, Deputy Hancock heard a commotion in the B-Pod dayroom. Looking inside the dayroom, Deputy Hancock saw C.A. [redacted] running down the staircase from the upper tier. Not seeing Deputy [redacted], Deputy Hancock exited the control booth and ran into the recreation area between the booth and the entry door.

As Deputy Hancock approached the B Pod dayroom door, he saw Deputy [redacted] and C.A. [redacted] on the ground near Cell [redacted] struggling to control the hands of Suspect McKinzie. Deputy Hancock entered the dayroom and saw the suspect was laying on his left side flailing his body from side to side, and kicking his legs, in an attempt to get up off the ground. Deputy Hancock ran over to the stomach side of Suspect McKinzie, near his

shoulder area. With both hands, Deputy Hancock grabbed Suspect McKinzie's right hand and attempted to place the suspect's arm behind his back. As he did this, Suspect McKinzie grabbed onto Deputy Hancock's left wrist and began twisting Hancock's left wrist in all directions, causing a great amount of pain to Deputy Hancock.

Suspect McKinzie refused Deputy Hancock's order to release his hand and continued twisting it, so Deputy Hancock punched Suspect McKinzie's face three consecutive times with his right fist. The punches proved to be effective because Suspect McKinzie loosened his grip, allowing Deputy Hancock to free his left hand from the suspect's grasp. Deputy Hancock saw Suspect McKinzie bleeding from his face and grabbed Suspect McKinzie's right hand. He stated that while he was punching Suspect McKinzie, he heard yelling from several other inmates in the dayroom. Immediately after grabbing back onto the suspect's right hand with his left hand and with his right hand free, Deputy Hancock keyed his radio and discovered the battery was dead. Grabbing onto either Deputy [redacted] or C.A. [redacted] radio, Deputy Hancock requested assistance over the hand-held radio advising of a deputy involved fight. He said he did this several times as he controlled the suspect's right arm.

> **IAB Note:** Deputy Hancock stated his hand-held radio had been working at the beginning of his shift.



Deputy Hancock saw Suspect McKinzie kicking Deputy [redacted] and C.A. [redacted] legs several times and ordered him to stop kicking, but the suspect did not comply. Deputies [redacted] and [redacted], as well as Senior Deputy Bisaha arrived and were on the back side of the suspect as he continued to lie on his left side.

Deputy Hancock handcuffed Suspect McKinzie's right hand and attempted to put it behind the suspect's back, but he continued to flail his arms and his arms were covered in blood which made it slippery to control. Assisted by C.A. [redacted], Deputy Hancock was able to pull the suspect's right arm behind his back while Deputy [redacted] struggled to get the suspect's bloodied left arm behind the suspect's back. After several warnings by Deputy [redacted] to stop fighting and still not complying, Suspect McKinzie was sprayed in the face with O.C. by Deputy [redacted].

Th O.C. spray proved to be ineffective because Suspect McKinzie continued to kick his legs and flail his arms, while laying partially on his left side with his stomach angled toward the ground. Still refusing their orders to stop fighting, Deputy Hancock deployed his Taser and applied a drive-stun to Suspect McKinzie's upper back area, which had no effect as he continued to thrash about and kick his legs.

While the Taser was still activated, Deputy Hancock applied another drive-stun to Suspect McKinzie's lower back. As Deputy Hancock did this, Suspect McKinzie reached back with his left hand and grabbed onto the barrel end of the Taser. This caused Deputy Hancock to lose control of the Taser, and he Tased his own left hand.

IAB Note: Deputy Hancock was not assigned a Taser. However, someone unknown handed him one (Deputy Brice).

Hoping to loosen the suspect's grip on the Taser, Deputy Hancock pushed the Taser back into Suspect McKinzie's lower back. The drive-stun application lasted approximately 15-20 seconds and allowed Custody Assistant [redacted] to place another set of handcuffs on Suspect McKinzie's left wrist, bringing both sets of handcuffs together to connect. A few seconds after the suspect was handcuffed, Deputy Hancock was able to pry the Taser gun from Suspect McKinzie's left hand. The suspect was removed from the dayroom by Deputy [redacted] and C.A. [redacted]. Deputy Hancock reported his use of force to Sergeant Zavala.

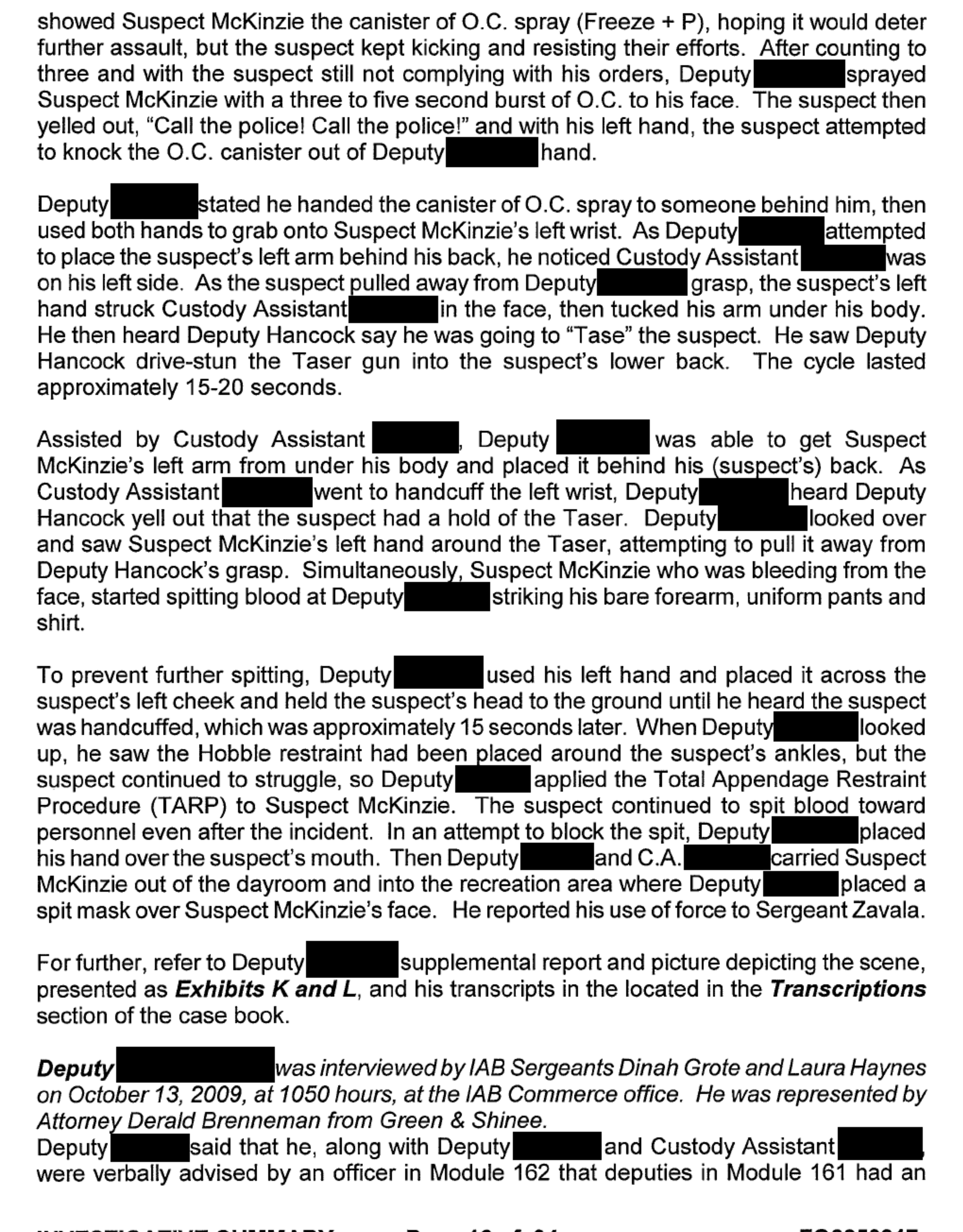
For further, refer to Deputy Hancock's supplemental report and picture depicting the scene, presented as ***Exhibits H and I***, and his transcripts in the located in the ***Transcriptions*** section of the case book. Also presented are copies of his Training Records showing he last trained with the Taser on [redacted], and the Taser Weapon Summary Report, "Sequence #88", showing the Taser was activated for 17 seconds (***Exhibit J***) during the incident.

Deputy [redacted] *was interviewed by IAB Sergeants Dinah Grote and Laura Haynes on September 23, 2009, at 0830 hours, at the IAB Commerce office. He declined representation.*

Deputy [redacted] said he was working in Module 162 when he was advised of an uncooperative inmate in Module 161. Deputy [redacted] responded to Module 161, along with Deputy [redacted] and Custody Assistant to assist. When he arrived, he heard yelling coming from the direction of the A-B-C Indoor Recreation area and then heard radio traffic advising of a deputy involved fight in the B Pod. Looking into B Pod, Deputy [redacted] saw deputies fighting on the floor near Cell [redacted]. As Deputy [redacted] entered the dayroom, he saw C.A. [redacted], and Deputies [redacted] and Hancock, trying to control Suspect McKinzie who was laying on his left side, kicking at Deputy [redacted] who was trying to get a hold of his legs. The suspect struck Deputy [redacted] knee area as Deputy Hancock tried to roll the suspect onto his stomach.

Deputy [redacted] said Deputy [redacted] was near the suspect's feet, Deputy Hancock was facing the suspect's stomach, and C.A. [redacted] was on the suspect's back side. Going to the suspect's back side, near his shoulder area, Deputy [redacted] saw a lot of blood on the ground. Deputy [redacted] ordered the suspect to stop fighting and to place his hands behind his back. He then placed his right knee into the middle of the Suspect McKinzie's back and used his body weight to roll him onto his stomach. The suspect ignored Deputy [redacted] orders and continued to kick and resist. Deputy [redacted] attempted to grab the suspect's left arm that he tucked under his body, but it was slippery from the blood.

Using his body weight to hold Suspect McKinzie's upper body down, Deputy [redacted] told the suspect three times to stop fighting or he would be sprayed with O.C. Deputy [redacted]


showed Suspect McKinzie the canister of O.C. spray (Freeze + P), hoping it would deter further assault, but the suspect kept kicking and resisting their efforts. After counting to three and with the suspect still not complying with his orders, Deputy [redacted] sprayed Suspect McKinzie with a three to five second burst of O.C. to his face. The suspect then yelled out, "Call the police! Call the police!" and with his left hand, the suspect attempted to knock the O.C. canister out of Deputy [redacted] hand.

Deputy [redacted] stated he handed the canister of O.C. spray to someone behind him, then used both hands to grab onto Suspect McKinzie's left wrist. As Deputy [redacted] attempted to place the suspect's left arm behind his back, he noticed Custody Assistant [redacted] was on his left side. As the suspect pulled away from Deputy [redacted] grasp, the suspect's left hand struck Custody Assistant [redacted] in the face, then tucked his arm under his body. He then heard Deputy Hancock say he was going to "Tase" the suspect. He saw Deputy Hancock drive-stun the Taser gun into the suspect's lower back. The cycle lasted approximately 15-20 seconds.

Assisted by Custody Assistant [redacted], Deputy [redacted] was able to get Suspect McKinzie's left arm from under his body and placed it behind his (suspect's) back. As Custody Assistant [redacted] went to handcuff the left wrist, Deputy [redacted] heard Deputy Hancock yell out that the suspect had a hold of the Taser. Deputy [redacted] looked over and saw Suspect McKinzie's left hand around the Taser, attempting to pull it away from Deputy Hancock's grasp. Simultaneously, Suspect McKinzie who was bleeding from the face, started spitting blood at Deputy [redacted] striking his bare forearm, uniform pants and shirt.

To prevent further spitting, Deputy [redacted] used his left hand and placed it across the suspect's left cheek and held the suspect's head to the ground until he heard the suspect was handcuffed, which was approximately 15 seconds later. When Deputy [redacted] looked up, he saw the Hobble restraint had been placed around the suspect's ankles, but the suspect continued to struggle, so Deputy [redacted] applied the Total Appendage Restraint Procedure (TARP) to Suspect McKinzie. The suspect continued to spit blood toward personnel even after the incident. In an attempt to block the spit, Deputy [redacted] placed his hand over the suspect's mouth. Then Deputy [redacted] and C.A. [redacted] carried Suspect McKinzie out of the dayroom and into the recreation area where Deputy [redacted] placed a spit mask over Suspect McKinzie's face. He reported his use of force to Sergeant Zavala.

For further, refer to Deputy [redacted] supplemental report and picture depicting the scene, presented as ***Exhibits K and L***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

Deputy [redacted] *was interviewed by IAB Sergeants Dinah Grote and Laura Haynes on October 13, 2009, at 1050 hours, at the IAB Commerce office. He was represented by Attorney Derald Brenneman from Green & Shinee.*
Deputy [redacted] said that he, along with Deputy [redacted] and Custody Assistant [redacted], were verbally advised by an officer in Module 162 that deputies in Module 161 had an

uncooperative inmate. While all three of them ran to assist, Deputy [redacted] heard Deputy Hancock requesting assistance over the hand-held radio.

Upon entering Module 161-B Pod, Deputy [redacted] saw the front entry door was open and approximately 25 inmates were standing in the dayroom, on the stairs, and on the upper tier. He saw Deputies Hancock and [redacted], and Custody Assistant [redacted] on the ground struggling with a combative inmate, Suspect McKinzie. Deputy [redacted] ordered the 25 inmates to lie on the ground. He waited until they all complied with his order before going over to assist in the fight.

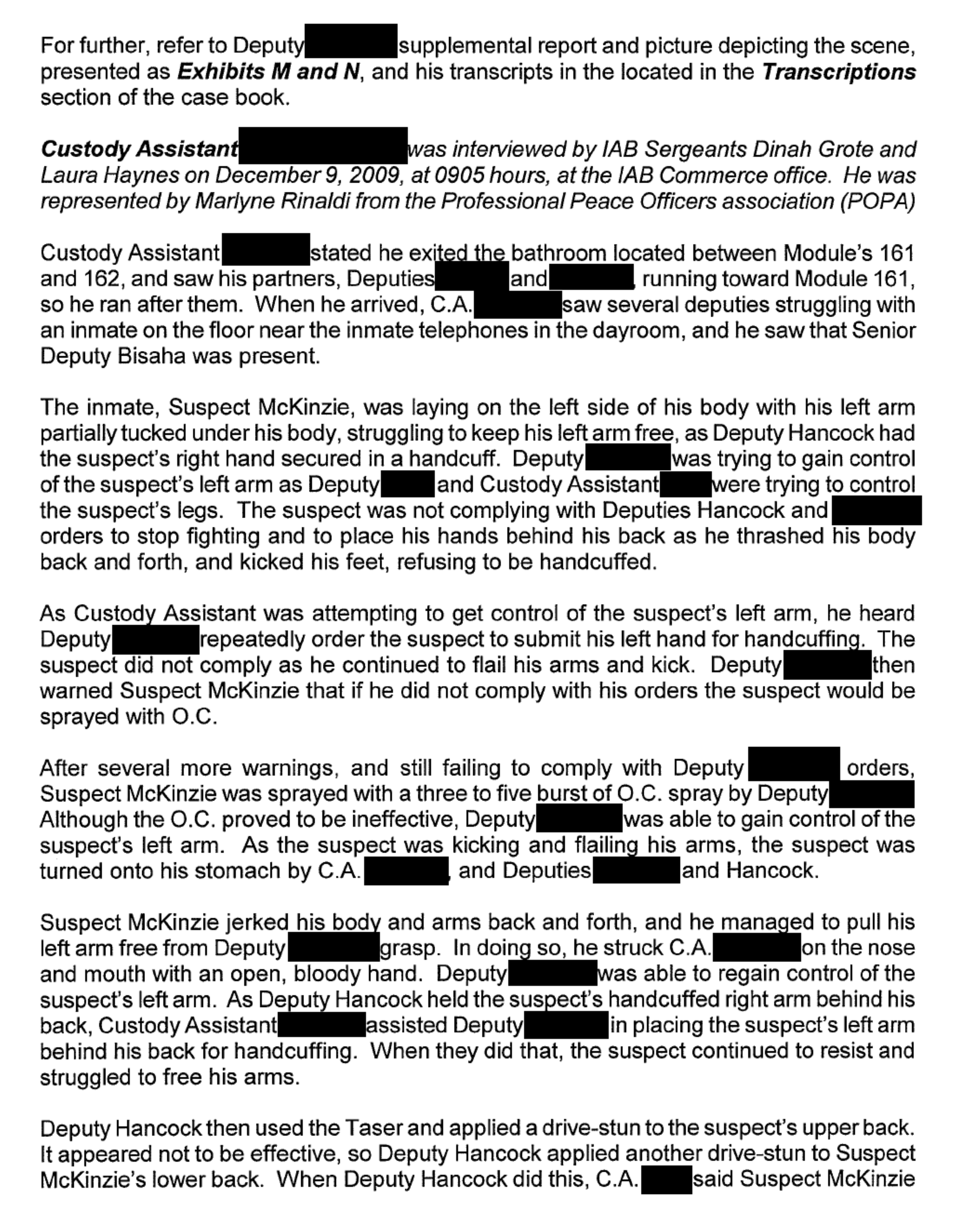
When Deputy [redacted] looked over to the fight, he saw Deputy [redacted] and Custody Assistant were now involved and trying to assist in the handcuffing of Suspect McKinzie who was laying on his stomach. The suspect was violently twisting and turning his body, arms, and hands in an attempt to avoid being handcuffed while he kicked his legs out at C.A. [redacted] who was trying to control them.

Assisting C.A. [redacted], Deputy [redacted] attempted to grab onto the suspect's legs as C.A. [redacted] assisted in the handcuffing. Deputy [redacted] tried to secure the suspect's legs, but was kicked several times on his ankles, shins, and calves. Using his hands, legs, and body weight, Deputy [redacted] lay on top of Suspect McKinzie's legs and secured them until he (suspect) started kicking violently causing Deputy [redacted] to lose control of his legs. Deputy [redacted] yelled out asking if anyone had a Hobble restraint. Not seeing him enter the pod, Senior Deputy Bisaha handed Deputy [redacted] a Hobble restraint. After several attempts, Deputy [redacted] secured Suspect McKinzie's feet together at the ankles as the suspect continued to kick uncontrollably.

During the struggle, Deputy [redacted] heard several orders being given to the suspect to stop fighting and heard Deputy [redacted] warn the suspect several times about being sprayed with O.C. The suspect continued to fight them. Deputy [redacted] did not see Deputy [redacted] spray the suspect with the O.C., but he could smell it. The O.C. spray did not prove to be effective as Suspect McKinzie continued to kick and struggle with them.

Deputy [redacted] then heard Deputy Hancock yell out that the suspect had the Taser. Looking toward the suspect, Deputy [redacted] saw Suspect McKinzie's left hand holding the barrel end of the Taser while Deputy Hancock held a "pistol grip" on the Taser. After a few seconds elapsed, Deputy Hancock was able to pull the Taser from the suspect's grasp and subsequently, he was handcuffed. Although he was handcuffed, Suspect McKinzie continued to struggle by kicking and twisting, so from the "Hobble" position, Deputy [redacted] moved the clip to the handcuffs, placing the suspect in a TARP position.

Assisted by C.A. [redacted], Deputy [redacted] carried Suspect McKinzie out of the dayroom to the recreation area outside of B Pod. Deputy [redacted] then placed a spit mask on Suspect McKinzie to prevent him from further assault. He reported his use of force to Sergeant Zavala.



For further, refer to Deputy [redacted] supplemental report and picture depicting the scene, presented as ***Exhibits M and N***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

Custody Assistant [redacted] *was interviewed by IAB Sergeants Dinah Grote and Laura Haynes on December 9, 2009, at 0905 hours, at the IAB Commerce office. He was represented by Marlyne Rinaldi from the Professional Peace Officers association (POPA)*

Custody Assistant [redacted] stated he exited the bathroom located between Module's 161 and 162, and saw his partners, Deputies [redacted] and [redacted], running toward Module 161, so he ran after them. When he arrived, C.A. [redacted] saw several deputies struggling with an inmate on the floor near the inmate telephones in the dayroom, and he saw that Senior Deputy Bisaha was present.

The inmate, Suspect McKinzie, was laying on the left side of his body with his left arm partially tucked under his body, struggling to keep his left arm free, as Deputy Hancock had the suspect's right hand secured in a handcuff. Deputy [redacted] was trying to gain control of the suspect's left arm as Deputy [redacted] and Custody Assistant [redacted] were trying to control the suspect's legs. The suspect was not complying with Deputies Hancock and [redacted] orders to stop fighting and to place his hands behind his back as he thrashed his body back and forth, and kicked his feet, refusing to be handcuffed.

As Custody Assistant was attempting to get control of the suspect's left arm, he heard Deputy [redacted] repeatedly order the suspect to submit his left hand for handcuffing. The suspect did not comply as he continued to flail his arms and kick. Deputy [redacted] then warned Suspect McKinzie that if he did not comply with his orders the suspect would be sprayed with O.C.

After several more warnings, and still failing to comply with Deputy [redacted] orders, Suspect McKinzie was sprayed with a three to five burst of O.C. spray by Deputy [redacted] Although the O.C. proved to be ineffective, Deputy [redacted] was able to gain control of the suspect's left arm. As the suspect was kicking and flailing his arms, the suspect was turned onto his stomach by C.A. [redacted], and Deputies [redacted] and Hancock.

Suspect McKinzie jerked his body and arms back and forth, and he managed to pull his left arm free from Deputy [redacted] grasp. In doing so, he struck C.A. [redacted] on the nose and mouth with an open, bloody hand. Deputy [redacted] was able to regain control of the suspect's left arm. As Deputy Hancock held the suspect's handcuffed right arm behind his back, Custody Assistant [redacted] assisted Deputy [redacted] in placing the suspect's left arm behind his back for handcuffing. When they did that, the suspect continued to resist and struggled to free his arms.

Deputy Hancock then used the Taser and applied a drive-stun to the suspect's upper back. It appeared not to be effective, so Deputy Hancock applied another drive-stun to Suspect McKinzie's lower back. When Deputy Hancock did this, C.A. [redacted] said Suspect McKinzie

grabbed the Taser gun with his right hand. He then heard Deputy Hancock yell out that the suspect had the Taser.

As Deputy Hancock struggled with Suspect McKinzie for control of the Taser, C.A. [redacted] was able to get another set of handcuffs and he assisted Deputy [redacted] in securing the Suspect's McKinzie's left arm with the handcuff. Custody Assistant [redacted] then connected the two sets of handcuffs together, securing Suspect McKinzie's arms. After a brief struggle with the suspect, Deputy Hancock regained control of the Taser.

Custody Assistant [redacted] stated Suspect McKinzie continued to kick at personnel, so Deputy [redacted] Hobbled the suspect's ankles together. Even after his ankles were Hobbled, Suspect McKinzie continued to thrash his legs, so Deputy [redacted] applied the TARP to him. Once that was done, Custody Assistant [redacted] assisted Deputy [redacted] by picking up the suspect and carrying him out of the dayroom to the outdoor recreation area floor of the A-B-C Pods. As they escorted the suspect out, he continued to yell and spit at them, so a spit mask was placed over his face. He reported his use of force to Sergeant Zavala.

For further, refer to Custody Assistant [redacted] supplemental report and picture depicting the scene, presented as ***Exhibits O and P***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

EMPLOYEE WITNESS STATEMENTS:

Custody Assistant Wanda Gates *was telephonically interviewed by Sergeant Dinah Grote on December 1, 2009, at approximately 1207 hours.*

Custody Assistant Gates was working inside the Officer's Booth for Module 161 observing through the glass window and listening via the booths' intercom as Deputy [redacted] and C.A. [redacted] conducted a security check of inmates in B Pod. Deputy Hancock was also present inside the Officer's Booth unlocking the security doors for Deputy [redacted] and C.A. [redacted] as they did the checks.

Custody Assistant Gates said as they were doing their checks, an inmate, Suspect McKinzie, exited Cell [redacted]. Deputy [redacted] told Suspect McKinzie to return to his cell, but the suspect did not comply. From the upper tier, Custody Assistant [redacted] came down the stairwell and stood next to Deputy [redacted]. Again, Deputy [redacted] told Suspect McKinzie to return to his cell. Not complying, Suspect McKinzie began yelling and walked toward Deputy [redacted]. Custody Assistant Gates could not see anything after that because the telephone pillar inside the dayroom was blocking her view.

Custody Assistant Gates turned back to the fight and saw Deputy [redacted] grab the suspect's left arm and C.A. [redacted] grabbed the suspect's right arm. She saw them attempt to place the suspect against the wall between Cells [redacted] and [redacted], trying to handcuff him, but the suspect pushed away from the wall kicking and yelling. Deputy [redacted] and C.A. [redacted] then took the

suspect to the ground. The suspect landed on his knees, then onto his stomach. Deputy Hancock then ran out of the Officer's Booth to assist.

Deputy [redacted] and C.A. [redacted] struggled with the suspect on the ground as Deputy Hancock entered the B Pod dayroom. Deputy Hancock then placed a handcuff on the suspect's left wrist, yelling at the suspect to stop fighting. Not complying, the suspect began kicking and yelling at custody personnel, resisting their efforts to control him.

Deputy Hancock continued to yell out commands to the suspect as he continued to resist them. Deputy Hancock then punched Suspect McKinzie's face two to three times with his fist. Suspect McKinzie continued to kick and yell. Custody Assistant Gates was going to put out emergent radio traffic regarding the fight, just as Deputy Hancock keyed his microphone and requested assistance via his hand-held radio.

Custody Assistant Gates stepped over to the controls to open the doors and sliders for the responding personnel. She said Senior Deputy Bisaha, Deputies [redacted], [redacted] and Brice, as well as Custody Assistant [redacted], arrived to assist. Via the intercom, C.A. Gates heard Deputy [redacted] order the suspect to place his hands behind his back or the suspect would be sprayed with O.C. The suspect continued to resist by thrashing his body violently back and forth. After failing two more orders to comply, Deputy [redacted] sprayed Suspect McKinzie's face with a burst of O.C.

Custody Assistant Gates saw the suspect continue to struggle with the deputies and then he started spitting at them. She then heard Deputy [redacted] order the other inmates inside the B Pod to lie down on the floor as Deputy Brice stood at the threshold of the front door. The deputies continued fighting with the suspect when Deputy Brice came to the booth window and asked Custody Assistant Gates for a Taser. After getting the Taser, Deputy Brice returned to B Pod, giving the Taser to Deputy Hancock.

Custody Assistant Gates could not see where the suspect was being Tased, but heard the Taser as it was activated. She stated the suspect continued to fight, struggle, and spit. He was then handcuffed by Deputy [redacted] and C.A. [redacted] and carried out of B Pod into the outdoor recreation area floor where he continued to kick and spit at personnel as they were attempting to place a spit mask on him. The suspect was then escorted to the medical clinic.

Custody Assistant Gates stated she did not witness the entire incident because she was operating the doors and sliders, as well as handling the incoming telephone calls. She reported her witnessing of force to Sergeant Zavala.

For further, refer to Custody Assistant Gates' supplemental report and picture depicting the scene, presented as ***Exhibits Q and R***, and her transcripts located in the ***Transcriptions*** section of the case book.

***Senior Deputy, Bonus I, Steven Bisaha** was interviewed by Sergeant Dinah Grote on November 30, 2009, at approximately 1115 hours, at the Internal Affairs office. He was represented by Attorney Derald Brenneman from Green & Shinee.*

Senior Deputy Bisaha stated he entered Module 161 to monitor the operation when he heard a commotion in B Pod. He saw approximately six personnel struggling with an inmate on the floor near the telephone pillar by Cell #10.

When Senior Deputy Bisaha entered to assist, he saw Suspect McKinzie laying on his left side and there was a large pool of blood on the floor, near his head. Suspect McKinzie was struggling with Deputies Hancock, [redacted], [redacted], and Custody Assistant's [redacted] and [redacted], who were trying to gain control of him. It was difficult for personnel to get a tight grip on the suspect's hands because they were covered in blood and very slippery. Standing, and overseeing the incident, Senior Deputy Bisaha heard numerous orders given by personnel to the suspect to stop fighting and to submit to handcuffing, all which he ignored. Deputy [redacted] told Suspect McKinzie several times to stop fighting or he would be sprayed with O.C. The suspect kicked his feet at personnel and attempted to get up off the ground. Still not complying with his additional orders, Deputy [redacted] sprayed Suspect McKinzie's face with a short burst of O.C., which had no effect on him.

Senior Deputy Bisaha heard Deputy Hancock's announcement that he was going to use the Taser. He then applied a direct contact shot to the suspect's upper back, which had no effect on him. Again, Deputy Hancock used a direct contact shot to Suspect McKinzie's lower back, which had no positive effect. Deputy Hancock then yelled out that the suspect had the Taser. Looking at the suspect, Senior Deputy Bisaha saw that the suspect had tried to grab the Taser gun. Shortly thereafter, Deputy Hancock regained control of the Taser and the suspect was placed into a double set of handcuffs.

Because the suspect continued to kick, a Hobble restraint was placed around Suspect McKinzie's ankles. Suspect McKinzie was then taken out of B Pod and placed on the floor in the outdoor recreation area. Deputy [redacted] then connected the Hobble restraint clip to the handcuffs, completing the TARP application. Because Suspect McKinzie continued to spit blood and saliva at personnel, Deputy [redacted] placed a spit mask on him.

Senior Deputy Bisaha stated that during the incident, the suspect was yelling out, "Leave me alone," and other incoherent language. He stated he continually monitored Suspect McKinzie while he was in the TARP position. Also, Senior Deputy Bisaha said he did not remember specific details about the incident because there was nothing unusual about it. Deputy Bisaha reported his witnessing of force to Sergeant Zavala.

For further, refer to Senior Deputy Bisaha's supplemental report and picture depicting the scene, presented as ***Exhibits S and T***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

Deputy Jeremiah Brice *was interviewed by Sergeant Dinah Grote at the Internal Affairs office on December 8, 2009, at approximately 0715 hours.*

Deputy Brice was working Module 162 and heard a radio broadcast advising of a deputy-involved fight in Module 161, B Pod. Running behind Deputies [redacted], [redacted], and C.A. [redacted]. Deputy Brice approached B Pod and saw an inmate on the ground, kicking, yelling, and fighting with Deputies Hancock, [redacted], and C.A. [redacted]. They all entered B Pod and because Deputies [redacted], [redacted], and C.A. [redacted] went over to assist [redacted], Hancock, and [redacted]. Deputy Brice remained at the threshold of the entry door to provide security, insuring no other inmates became involved.

Deputy Brice stated that he was scanning back and forth watching the inmates in the dayroom and the fight. He saw the suspect was laying face-down and his right arm was behind his back, but it appeared the suspect had his left arm tucked under his body. He heard Deputy Hancock ask for a Taser, so Deputy Brice ran to the window at the Officer's Booth and asked C.A. Gates for the Taser. Given a Taser, Deputy Brice ran back into the B Pod and handed the Taser to Deputy Hancock.

Deputy Brice returned to the door and heard Deputy [redacted] order the suspect to stop fighting and to place his hands behind his back. Deputy [redacted] told the suspect to stop fighting or he would be sprayed. Not complying with Deputy [redacted] orders, Deputy [redacted] sprayed O.C. at the suspect's face, which did not appear to have any effect on him.

Moments later, Deputy Brice saw Deputy Hancock drive-stun the Taser into Suspect McKinzie's back for approximately 10-15 seconds. Having no effect on the suspect because he continued to yell, fight, and struggle with personnel, Deputy Hancock drive-stunned Suspect McKinzie's back a second time for approximately 10-15 seconds. Again, it appeared the Taser was not effective as the suspect continued to fight personnel.

When Deputy Brice looked to the fight, he saw C.A. [redacted] place a pair of handcuffs on Suspect McKinzie's wrist and secure both hands behind his back. He then turned back toward the inmates in the dayroom. Deputy [redacted] and C.A. [redacted] carried Suspect McKinzie from the pod to the outdoor recreation area. Deputy Brice remained at the B Pod door monitoring the inmates. Moments later, medical staff arrived to treat the suspect. Deputy Brice reported his witnessing of force to Sergeant Zavala.

For further, refer to Deputy Brice's supplemental report and picture depicting the scene, presented as ***Exhibits U and V***, and his transcripts in the located in the ***Transcriptions*** section of the case book.

NON-EMPLOYEE WITNESS STATEMENTS:

The following inmate witnesses were identified and interviewed after the incident by Twin Towers' Sergeant Victor Zavala. The below interviews were summarized by Sergeant Zavala. Precise wording of those interviews may be obtained by reviewing the DVD's,

listed in ***Exhibit CC,*** *or the mini video cassettes, listed in* ***Exhibit DD,*** of the case book.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he witnessed the entire incident from the top tier, near Cell [redacted]. He said five additional inmates were watching from the top tier along with him. He saw the "bald head" officer (Deputy [redacted]) was irritated with the pod and made them eat last. When they returned to do a security check, Inmate McKinzie asked Deputy [redacted] a question, Deputy [redacted] ordered Inmate McKinzie against the wall, pushed him against it, then slammed him on the floor, and restrained him. While on the ground, Inmate McKinzie's hands were underneath him, however, the officers kept saying, "Quit resisting." Deputy [redacted] hit Inmate McKinzie twice in the forehead, which caused immediate swelling and two bumps to form. Another Officer, (described as black - Officer [redacted]) and another Deputy came in using "Ultimate Fight Techniques" such as knee strikes. The deputy also dropped his knee to Inmate McKinzie's face, which caused it to start bleeding.

When asked how many times a knee kick was used, he said "one vicious knee." He then describes additional knee strikes. When asked to clarify how many, he changed his story to say he saw "two vicious" knee strikes to the inmate's face. He also saw five to six punches to the face, near the forehead, by the inmate's eyebrow. Deputy [redacted] began ordering the other inmates in the pod to face the ground and go back to a cell. Deputy [redacted] stepped away from Inmate McKinzie, then came back and began kicking Inmate McKinzie four to five times in the back. The black officer was hitting Inmate McKinzie in the ribs, while pinning his right arm behind his back.

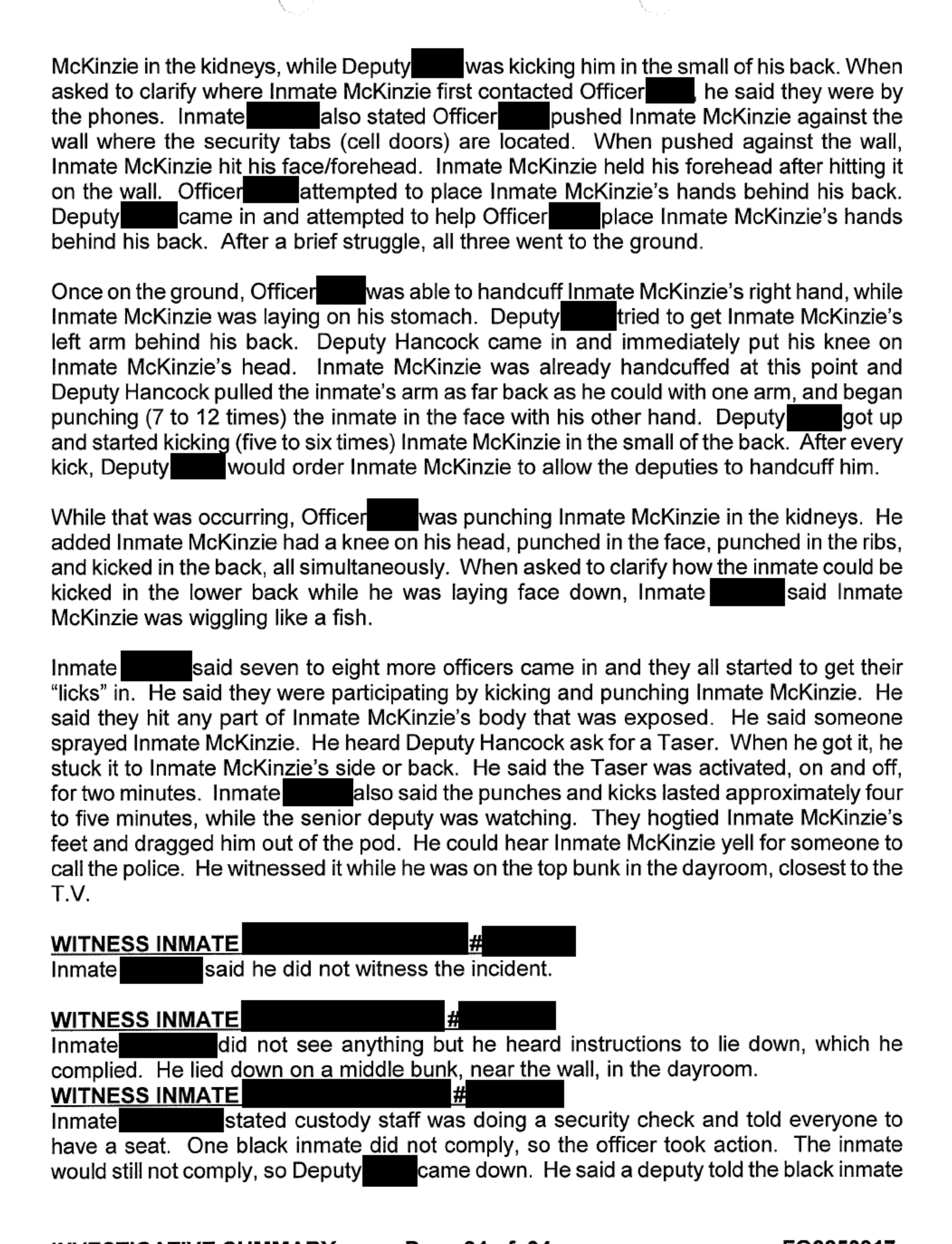
Inmate [redacted] heard officers yelling quit resisting. He also heard Inmate McKinzie yell, "Help, call the police." He saw a large amount of blood on the floor. Inmate [redacted] went into Cell [redacted]. From the cell, he could hear the clicking of handcuffs and Inmate McKinzie screaming for help. After that, he could no longer see the incident. He also said he began coughing from the pepper spray.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] said Inmate McKinzie appeared to be confused because he did not have a bed roll. When he attempted to tell the officers during breakfast, they told him to wait at the end of the line. When he approached the officers after being served breakfast, they told him they would take care of it later.

Officer [redacted] came in to do a security check. Inmate McKinzie attempted to explain he needed a bed roll. They were by the inmate telephones inside of the dayroom. Officer [redacted] told Inmate McKinzie to sit down. Inmate McKinzie hesitated, and the next thing that happened is Officer [redacted] and Inmate McKinzie began scraping, fumbling, wrestling and went down. Deputy [redacted] came in to help handcuff. They both tried to pull Inmate McKinzie's arms behind him to handcuff, but Inmate McKinzie was resisting.

Inmate [redacted] thinks Inmate McKinzie hit his head on the floor. Another officer came in and began beating Inmate McKinzie in the face. Officer [redacted] was punching Inmate



McKinzie in the kidneys, while Deputy [redacted] was kicking him in the small of his back. When asked to clarify where Inmate McKinzie first contacted Officer [redacted], he said they were by the phones. Inmate [redacted] also stated Officer [redacted] pushed Inmate McKinzie against the wall where the security tabs (cell doors) are located. When pushed against the wall, Inmate McKinzie hit his face/forehead. Inmate McKinzie held his forehead after hitting it on the wall. Officer [redacted] attempted to place Inmate McKinzie's hands behind his back. Deputy [redacted] came in and attempted to help Officer [redacted] place Inmate McKinzie's hands behind his back. After a brief struggle, all three went to the ground.

Once on the ground, Officer [redacted] was able to handcuff Inmate McKinzie's right hand, while Inmate McKinzie was laying on his stomach. Deputy [redacted] tried to get Inmate McKinzie's left arm behind his back. Deputy Hancock came in and immediately put his knee on Inmate McKinzie's head. Inmate McKinzie was already handcuffed at this point and Deputy Hancock pulled the inmate's arm as far back as he could with one arm, and began punching (7 to 12 times) the inmate in the face with his other hand. Deputy [redacted] got up and started kicking (five to six times) Inmate McKinzie in the small of the back. After every kick, Deputy [redacted] would order Inmate McKinzie to allow the deputies to handcuff him.

While that was occurring, Officer [redacted] was punching Inmate McKinzie in the kidneys. He added Inmate McKinzie had a knee on his head, punched in the face, punched in the ribs, and kicked in the back, all simultaneously. When asked to clarify how the inmate could be kicked in the lower back while he was laying face down, Inmate [redacted] said Inmate McKinzie was wiggling like a fish.

Inmate [redacted] said seven to eight more officers came in and they all started to get their "licks" in. He said they were participating by kicking and punching Inmate McKinzie. He said they hit any part of Inmate McKinzie's body that was exposed. He said someone sprayed Inmate McKinzie. He heard Deputy Hancock ask for a Taser. When he got it, he stuck it to Inmate McKinzie's side or back. He said the Taser was activated, on and off, for two minutes. Inmate [redacted] also said the punches and kicks lasted approximately four to five minutes, while the senior deputy was watching. They hogtied Inmate McKinzie's feet and dragged him out of the pod. He could hear Inmate McKinzie yell for someone to call the police. He witnessed it while he was on the top bunk in the dayroom, closest to the T.V.

WITNESS INMATE [redacted] # [redacted]
Inmate [redacted] said he did not witness the incident.

WITNESS INMATE [redacted] # [redacted]
Inmate [redacted] did not see anything but he heard instructions to lie down, which he complied. He lied down on a middle bunk, near the wall, in the dayroom.

WITNESS INMATE [redacted] # [redacted]
Inmate [redacted] stated custody staff was doing a security check and told everyone to have a seat. One black inmate did not comply, so the officer took action. The inmate would still not comply, so Deputy [redacted] came down. He said a deputy told the black inmate

he would spray him in the face if he did not put his hands behind his back. The deputy sprayed him. He saw Deputy [redacted] pull out his flashlight, then put it back in. He did not say it was used to strike Inmate McKinzie with it. He heard a Taser being used for thirty seconds. He said Officer [redacted] and Deputy [redacted] were on the ground with Inmate McKinzie, trying to hold him down.

Other deputies arrived and he said the inmate was messed up, because there was a lot of blood. He heard a lot of stomping, but did not see anything. Inmate [redacted] said he heard punching and smelled pepper spray. He witnessed this incident from Cell [redacted] He heard the inmate keep yelling for someone to call the police. Inmate [redacted] heard inmates, in the pod, talking about how they would say they saw officers hitting Inmate McKinzie when asked.

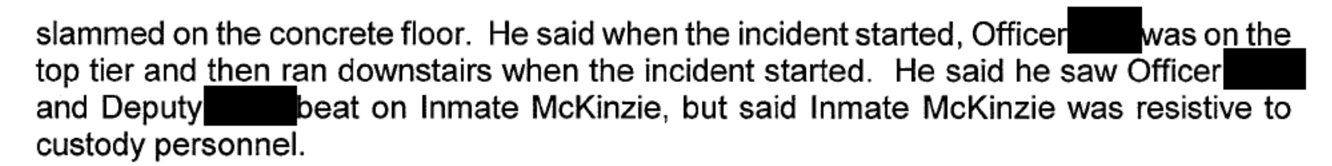
WITNESS INMATE [redacted] # [redacted]
Inmate [redacted] said he did not see anything because he was asleep.

WITNESS INMATE [redacted] # [redacted]
While in Cell [redacted] Inmate [redacted] heard a verbal confrontation and saw a black officer grab and snatch a black inmate. He heard the inmate asked why he was grabbed. He said the inmate was body slammed, and saw a white deputy come and take the inmate by the neck, on the ground. The deputy hit the inmate a few times, with his fist. Inmate [redacted] saw another deputy come in and witness the deputy's physical hostility. He also heard the inmate yell, "Call the police." He also heard the sound of a Taser activation. Inmate [redacted] then started coughing from pepper spray. He saw a gurney arrive and the inmate was dragged away. He thought the inmate's arm was injured. He said there were other deputies who came and participated.

WITNESS INMATE [redacted] # [redacted]
Inmate [redacted] stated he did not see what happened. He walked into his cell and sat at his desk area when he felt something was about to happen. He said he heard an inmate calling for help.

WITNESS INMATE [redacted] # [redacted]
Inmate [redacted] saw Officer [redacted] and Deputy [redacted] do a security check. He saw Inmate McKinzie ask them a question then heard punches thrown and saw another deputy come running. Inmate [redacted] said he was on the top tier, then he sat down on the stairs. He saw the inmate with blood on his head and screaming for help. Custody personnel repeatedly "fucked him up" by banging his head on the concrete. They were also trying to get the inmate's hands behind his back. He said he did not see anything else because he put his head down. He said he knows custody personnel used a Taser and pepper spray.

Inmate [redacted] said he saw custody personnel hogtie the inmate and drag him out of the pod, head first, stomach to the ground. He heard the deputy give the inmate verbal commands to place his hands behind his back, but he refused and called the deputies names (cock sucker). He said the wound to his head was caused from his head being


slammed on the concrete floor. He said when the incident started, Officer [redacted] was on the top tier and then ran downstairs when the incident started. He said he saw Officer [redacted] and Deputy [redacted] beat on Inmate McKinzie, but said Inmate McKinzie was resistive to custody personnel.

<u>WITNESS INMATE [redacted] # [redacted]</u>
Inmate [redacted] stated while he was in the dayroom, he did not see what happened because he was asleep.

<u>WITNESS INMATE [redacted] # [redacted]</u>
Inmate [redacted] stated he was in the dayroom, under the stairwell. He saw a tall white officer jump on an inmate and beat him with his fist. He saw the inmate being "zapped" by a black officer. He also saw a white officer jump up, "catching some air," and jumped on the inmate's head with his knee, and continued hitting the inmate in the face, approximately five to six times. The inmate was yelling, "Please call the cops."

Inmate [redacted] said the incident started because the inmate was asking the deputy a question, but the deputy told him to wait and I will deal with him later. He said the black officer came up and got the inmate in a headlock. They ordered him to place his hands behind his back. He said the inmate did not comply and was resisting and asking for help. He said the inmate was "tie hogged" and dragged outside of the pod. He said another officer came in with a flashlight and hit the inmate over the head with it, knocking the inmate to the ground.

<u>WITNESS INMATE [redacted] # [redacted]</u>
Inmate [redacted] said he did not see or hear anything because he was asleep.

<u>WITNESS INMATE [redacted] # [redacted]</u>
Inmate [redacted] stated as the officers were doing their security check, one of the officers, who was on the bottom floor, told an inmate to go back into his cell. The inmate appeared confused and said he did not have a cell.

> **IAB Note:** Suspect McKinzie arrived in Module 161 on September 7, 2009, at 0234 hours, and was assigned to bunk 8U.

The officer ordered the inmate again to go inside a cell. The second officer came down the stairwell, from the top tier. As the inmate was trying to explain to both officers, he did not have a cell, the officers then attempted to take the inmate down. The inmate did not go down easy.

One of the officers punched the inmate in the body. They were able to get the inmate down to his knees and gave him a couple of kicks. A third officer came in, while the first two officers were still struggling with the inmate. The inmate began yelling out for help. The third officer took the inmate, by the face, and started punching him five to six times with his fist. While the inmate was being punched, the other two officers got up and kicked

the inmate a couple of more times. There was a lot of blood around Inmate McKinzie.

Inmate [redacted] said while Inmate McKinzie and custody personnel were on the ground, the officers were able to get one arm handcuffed. They continued to struggle to get the other hand handcuffed. He heard verbal commands given to the inmate, including one of the deputies saying, "Put your hand behind your back. I don't want to keep kicking your ass." An additional officer came in and he heard one of them say if the inmate did not put his hand behind his back, he would pepper spray him. He heard the deputy count down before spraying the inmate. The spray appeared not to have an effect on the inmate. He said one of the other deputies used a Taser on the inmate's back. He said a lot of seconds past. During the use of the Taser, they were able to handcuff the inmate. The deputies dragged the inmate out of the pod. Inmate [redacted] said he witnessed the entire incident from his bunk, which was only two feet from the incident.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] said he did not see or hear anything because he was asleep in Cell [redacted]

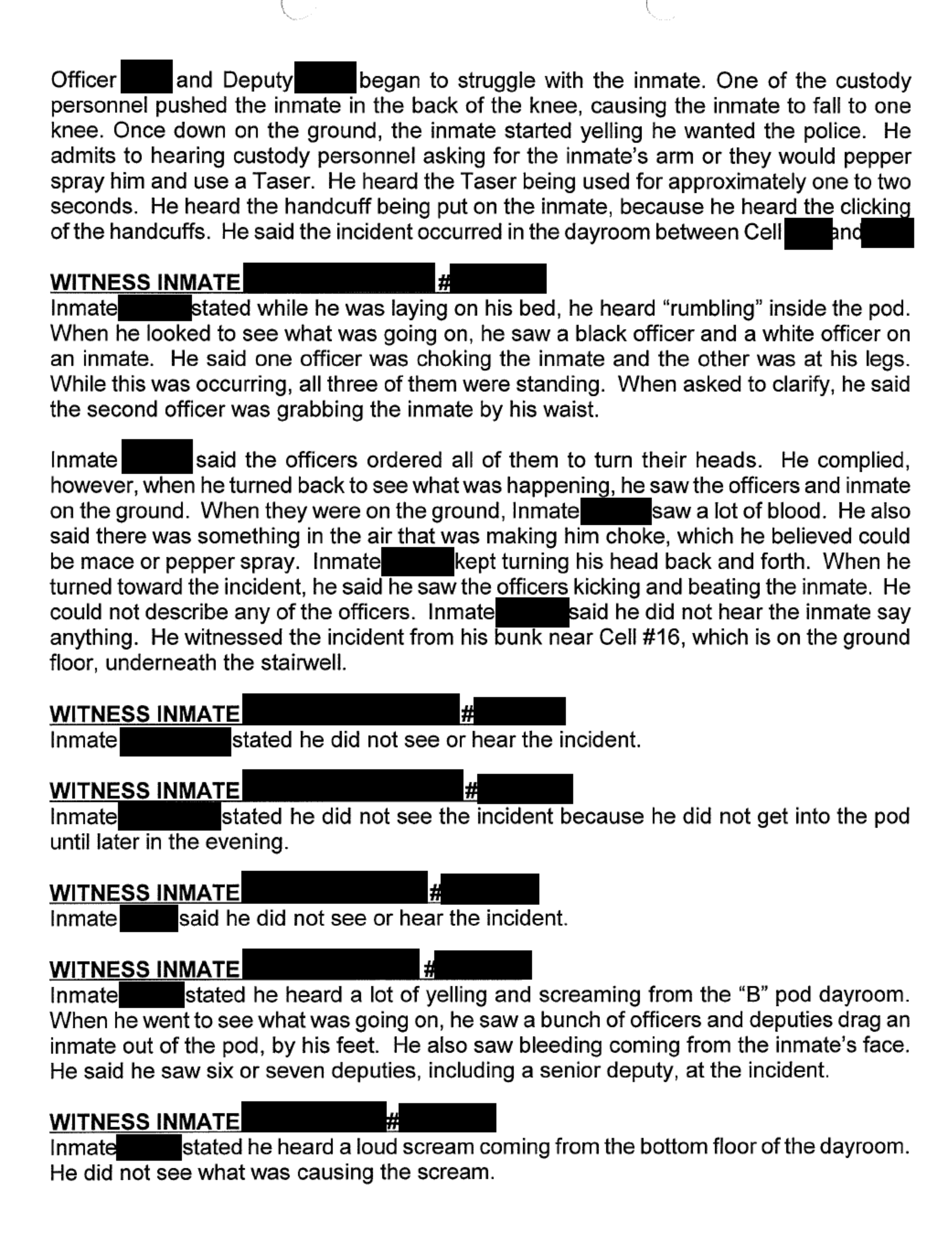
WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated officers came in the pod to do a security check. They told the inmates to sit down. He said a black inmate was standing outside of his cell. When the deputy told him to step inside his cell, the inmate said he did not have one. Officer [redacted] and the "Bald Headed Guy" (Deputy [redacted]) started beating up the inmate. Custody personnel then ordered Inmate [redacted] to put his head on the ground, which he complied. He saw Deputy [redacted] hit the inmate in the head and try to get him to place his hands behind his back, which he resisted.

Inmate [redacted] then said the incident occurred when the officers began hitting the inmate. Officer [redacted] then grabbed the inmate and both officers wrestled the inmate to the ground. Once on the ground, one of the officers placed the inmate's arm behind his back. The other officer had the inmate in choke hold and began punching the inmate. They ordered the inmate to put his hands behind his back. After the inmate finally complied, three or four additional officers arrived and began beating the inmate. When the first officer arrived, described as tall and white, began punching the inmate in the head approximately four times. He heard an officer tell the inmate to put his hands behind his back or he would count three. The officer counted to three then Tased the inmate. He saw the inmate was "hogtie" as the officers were taking him out of the pod. He said the inmate was dragged out while he was on his stomach.

WITNESS INMATE [redacted] #[redacted]

Deputy [redacted] and Officer [redacted] went inside the pod to do a security check. An inmate was standing in the dayroom telling the deputy he needed to go to work. The deputy attempted to explain to the inmate he would not be going to work and ordered him to step back. The inmate ignored the deputy and began to advance toward the deputy. Another officer came in behind the inmate and grabbed him behind the neck and told him to give him his hands, but he refused.



Officer [redacted] and Deputy [redacted] began to struggle with the inmate. One of the custody personnel pushed the inmate in the back of the knee, causing the inmate to fall to one knee. Once down on the ground, the inmate started yelling he wanted the police. He admits to hearing custody personnel asking for the inmate's arm or they would pepper spray him and use a Taser. He heard the Taser being used for approximately one to two seconds. He heard the handcuff being put on the inmate, because he heard the clicking of the handcuffs. He said the incident occurred in the dayroom between Cell [redacted]nd [redacted]

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated while he was laying on his bed, he heard "rumbling" inside the pod. When he looked to see what was going on, he saw a black officer and a white officer on an inmate. He said one officer was choking the inmate and the other was at his legs. While this was occurring, all three of them were standing. When asked to clarify, he said the second officer was grabbing the inmate by his waist.

Inmate [redacted] said the officers ordered all of them to turn their heads. He complied, however, when he turned back to see what was happening, he saw the officers and inmate on the ground. When they were on the ground, Inmate [redacted] saw a lot of blood. He also said there was something in the air that was making him choke, which he believed could be mace or pepper spray. Inmate [redacted] kept turning his head back and forth. When he turned toward the incident, he said he saw the officers kicking and beating the inmate. He could not describe any of the officers. Inmate [redacted] said he did not hear the inmate say anything. He witnessed the incident from his bunk near Cell #16, which is on the ground floor, underneath the stairwell.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he did not see or hear the incident.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he did not see the incident because he did not get into the pod until later in the evening.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] said he did not see or hear the incident.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he heard a lot of yelling and screaming from the "B" pod dayroom. When he went to see what was going on, he saw a bunch of officers and deputies drag an inmate out of the pod, by his feet. He also saw bleeding coming from the inmate's face. He said he saw six or seven deputies, including a senior deputy, at the incident.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he heard a loud scream coming from the bottom floor of the dayroom. He did not see what was causing the scream.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he was laying in his bed when he heard someone yelling. When he went to see where the noise was from the top tier, he saw deputies beating on an inmate. There was a total of three deputies, however only two were hitting the inmate. One deputy, described as being tall, was hitting the inmate in the head, while the other was kicking the inmate in the face with his boots. He said the tall deputy had a handcuff around his knuckle while he was hitting the inmate in the head, and the short chubby deputy was hitting the inmate in the face. Another deputy was kicking the inmate in the face. The inmate was yelling for the police.

Inmate [redacted] heard the deputies ask for the inmate's arm. He said the inmate was laying on his side, with one of his arms behind his back. Inmate [redacted] saw blood gushing out of the inmate's face. Inmate [redacted] returned back to his cell when additional deputies arrived.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he heard something so he looked over the rail and saw an inmate getting beat up. He saw four officers, which included Deputy [redacted], Johnson, and [redacted]. He saw one of the deputies, possibly the black officer, use handcuffs over his fist to hit the inmate in the head. Inmate [redacted] added the deputies were beating the inmate, by placing their knee on the back of the inmate's neck, another knee to his back, and another to his arm.

While the inmate was laying on his stomach on the floor, the deputies were "socking" and kicking him. Inmate [redacted] said the inmate was handcuffed when the deputy was kicking him in the rib. The same deputy kicking the inmate, was also punching the inmate. Inmate [redacted] was then ordered back to his cell. Once inside the cell, he heard the sound of someone being hit, then the inmate yelling out in pain after each hit. Inmate [redacted] said the inmate was "maced," because he could smell it and saw the inmate get "Tased." He said he saw approximately eight more custody personnel, including a senior deputy, come into the pod. He saw one of the deputies, who came into the pod, hand over the Taser to a deputy.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he did not see much but heard someone say, "Let me up." Inmate [redacted] was in Cell [redacted], on the upper tier. He also heard the sound of someone being hit.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he heard a commotion while he was in his cell (Cell [redacted], upper tier). He heard someone say, "Oh Lord, someone help me." Inmate [redacted] heard running, but did not see anything. He also heard deputies say, "Get down, put your face on the floor."

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he did not see or hear the incident.

WITNESS INMATE [redacted] # [redacted]

Deputy [redacted] grabbed one of the black inmates and put him in a choke hold, while "socking" him. He heard the inmate ask for the police. Inmate [redacted] was watching Deputy [redacted], from the top tier, punch the inmate in the facial area with his left fist. Inmate [redacted] said he did not see anything else, however, he could hear the incident. He heard Deputy [redacted] order the inmate to place his hands behind his back. He also saw Deputy Hancock come in and tell the inmate he would spray the inmate if he did not stop resisting. Since the inmate was still screaming out, Inmate [redacted] said he heard and smelled the spray. After the spray, he also heard the Taser gun. He said he saw approximately nine to ten more custody personnel arrive. Inmate [redacted] said he saw custody personnel dragging the inmate by his legs, while laying on his back, out of the pod.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he heard someone say, "Help, help." He said he was on the top tier and heard the noise coming from the bottom. He also heard someone say, "Put your hands behind your back before we mace you." Inmate [redacted] said he started coughing from the mace and he also heard the Taser being activated. He also heard someone say, "Put your hands behind your back.", approximately four times.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he did not see or hear anything because he was asleep in Cell [redacted] on the top tier.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he heard an inmate being beaten. He also heard the inmate asking for the police and God to help him. He heard pepper spray and Taser being used. He heard custody personnel order the inmate to place his hands behind his back. Inmate [redacted] was on the top tier of the pod when the incident occurred.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he heard a commotion down stairs, but did not see anything. He heard an inmate calling for help, but did not hear anything else. Inmate [redacted] was inside Cell [redacted], which is on the upper tier, when the incident occurred.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] said he did not see anything.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated the deputies were struggling with an inmate. He heard them tell the inmate to turn around, but he did not comply. Custody personnel took the inmate to the ground. When on the ground, custody personnel hit the inmate.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] said while he was cleaning the shower, he saw a deputy and jailer grab an inmate and start beating him. He saw another deputy come into the pod, with handcuffs

positioned around his fist. The deputy hit the inmate in the forehead, a couple of times, with the handcuff. When asked if he heard the jailer and deputy say anything to the inmate, he said he heard them order the inmate to put his hands behind his back. The inmate did not comply with their orders and resisted by not putting his hands behind his back.

While the inmate was resisting, the officer was hitting the inmate in the ribs. The inmate fell to the ground and was still receiving orders to place his hands behind his back. The inmate still did not comply because another deputy had his knee on the inmate's arm, while the other arm was already behind his back. Inmate [redacted] was then ordered by deputies to put his head down, which he complied. He also heard the inmate calling for help and the police. Inmate [redacted] said the incident occurred on the first floor, near the phones.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated a black and white deputy, then six additional deputies involved in the incident. They asked the inmate to go into his cell. He did not. The white deputy grabbed the inmate around the neck. The black deputy responded and helped throw the inmate to the ground. Once on the ground, the white bald deputy started hitting and kicking the inmate in the back and ribs.

While this was going on, another four to five deputies were on the ground with the inmate. They were also hitting the inmate, trying to get the inmate's hands cuffed. Another deputy, also Tased the inmate. He heard another deputy count down before he pepper sprayed the inmate. Inmate [redacted] said the deputies had punched, kicked, pepper sprayed, and Tased the inmate while he was on the floor. He said the inmate was handcuffed and hogtied. He also saw the inmate being dragged out of the pod.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] said he heard the deputies order the inmate back into his cell. He said the officer had advanced on the inmate, while the deputy started choking the inmate. Both custody personnel took the inmate to the ground. Once on the ground, they ordered the inmate to give up his arm, which the inmate did not comply. A tall white deputy entered the pod and started kicking the inmate in his side, approximately three to four times.

Inmate [redacted] said the original deputy began hitting the inmate, several times, in the face. After that, the deputy knee kicked the inmate, then stood up and started kicking the inmate. Inmate [redacted] said he heard deputies talking about the inmate's arm. He said a deputy had his knee on the inmate's arm and began bending it. Inmate [redacted] said he believes he heard the arm break. He said additional deputies came into the pod and continued to hit the inmate with knees, kicks, and fists. He said the senior deputy was present while the incident was going on. He said a black guy came in with a Taser and he heard the inmate get Tased. He also smelled pepper spray. The inmate said his view was obstructed by the pillar inside the pod.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he heard someone yelling to get down. He also heard a struggle. He was inside Cell [redacted] which is located on the bottom floor.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] said he was inside Cell [redacted] when he heard a man yelling out. He said he did not see anything, but he believed there was a fight that occurred. He did not get up to see what was going on.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] said the deputy was in the process of doing a security check when Inmate McKinzie approached the deputy. The deputy told the inmate to go back into his cell. The inmate appeared confused and was unsure of what cell to go into. Inmate [redacted] said the incident escalated and the deputy took the inmate to the ground. Once on the ground, the deputy had his knee on the inmate's arm and was ordering the inmate to place it behind his back. He saw one deputy on the inmate's back, while the other was controlling his arm. Deputy Hancock was seen hitting the inmate in the head with his fist. He said Deputy Hancock, Johnson, [redacted] and Officer [redacted] was involved in the incident. He said it appeared there was approximately three pints of blood on the ground. He said he heard custody personnel order the inmate to place his hands behind his back, which he did not comply. He said it looked like the inmate was tied up and they carried him out. He also saw the inmate placed on the gurney.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] said he saw custody personnel place a knee on top of the inmate's neck, while he was laying on his stomach. They were also lifting up the inmate's arms high behind his back. He also saw a lot of blood, but did not see how the inmate's injuries occurred. He said he saw custody personnel use a stun gun on the inmate's back.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] was in Cell [redacted] on the bottom floor when he saw an inmate on the floor, squirming around. He also heard the inmate yell for help and the police. He heard the officers order the inmate to place his hands behind his back. He said the inmate was on his stomach and saw the inmate with his arm around the leg of an officer who was standing up. Inmate [redacted] said the inmate was not cooperative, however, the inmate also appeared he did not understand what was going on. He also said he saw an officer punch and kick the inmate. He also heard a deputy order the inmate to put his hands behind his back or he would get "maced." He also heard an officer say, "Tase him.", then heard the Taser.

WITNESS INMATE [redacted] #[redacted]

During the interview, Inmate [redacted] was reading off of a piece of paper which appeared to be a script for the interview. The paper was confiscated and the interview continued.

IAB Note: Sergeant Zavala could not later locate the piece of paper for the IAB investigators.

Inmate [redacted] stated the deputies came into the pod to do a security check. He heard the officers tell an inmate to go in his room, but the inmate refused. Officer [redacted] ordered the inmate again to go inside a cell, the inmate again refused. The deputy then grabbed the inmate and put him in a "head choke." Officer [redacted] also grabbed the inmate around the waist. Inmate [redacted] saw another deputy arrive and punch the inmate in the face with his fist, causing a cut to the inmate's forehead. They were all still standing up. After a brief struggle, the inmate was taken to the ground.

Once on the ground, an officer kicked the inmate. Three additional officers came into the pod and ordered the inmates to go back to their rooms. Inmate [redacted] went back to his room, but did not see anything further. Inmate [redacted] said all the inmates in the pod were all talking about the incident and was told that Deputy Johnson was the deputy who hit the inmate. He also stated that before closing his door, he saw officers kicking the inmate. Inmate [redacted] said he saw the officers dragging the inmate out by a black rope. He also saw blood and thought the inmate's arm was broken in two places.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he did not see or hear anything because he was sleeping.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he heard the inmate screaming for help from the police. He did not see anything because he was face down on the floor.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated custody personnel were doing a security check and told the inmate to get away from them, which he refused. Custody personnel attempted to control the inmate. Deputy [redacted] attempted to control the inmate by getting him in a head lock. Deputy [redacted] was heard ordering the inmate to put his hands behind his back. He saw one hand was handcuffed. It appeared the inmate did not understand what he was suppose to do. Custody personnel wrestled the inmate to the ground.

While on the ground, the inmate was laying on one of his arms, refusing to place it behind his back. Deputies were on top of the inmate, one on his neck, back, and legs. He also said the deputies were hitting the inmate all over with their hands and feet. He could hear them repeatedly order the inmate to place his hands behind his back. He also saw another officer come in and take his belt off and place it around the inmate's feet. He also saw custody personnel drag the inmate out of the pod. Inmate [redacted] saw the incident while he was near the water fountain located in the bottom floor of the dayroom.

WITNESS INMATE [redacted] # [redacted]

Inmate [redacted] stated he did not see the incident.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated he was in Cell [redacted] when he heard an inmate yelling for the police. When it was over, he saw a pile of blood in the dayroom.

WITNESS INMATE [redacted] #[redacted]

Inmate [redacted] stated the deputies told an inmate to go back to his room for count. The inmate did not go back to his room. He said the inmate was exchanging words with custody personnel, when they grabbed him and took him to the ground. While on the ground, custody personnel told the inmate to put his arm behind his back, but the inmate was resisting the orders. More deputies came and tried to control the inmate, but he continued to resist. He saw one of the deputies hitting the inmate in the face with his fist.

SUSPECT'S STATEMENT

The suspect was videotaped and interviewed after the incident in the Tower One medical clinic by Twin Towers' Lieutenant Elizabeth Sachs and Sergeant Victor Zavala. His statements were summarized and the precise wording of the interview may be obtained by reviewing the IAB audio files or DVD presented as ***Exhibit BB****, or the verbatim transcripts in the* ***Transcriptions - "Watch Commander Interview"*** *section of the case book.*

Inmate McKinzie said that someone took his head and banged it against a sidewalk, which occurred on a street named "Euclid." He stated the incident happened this morning. When asked who gave him the injuries, Inmate McKinzie would not answer, but stated he wanted his handcuffs removed. The interview was terminated shortly thereafter.

On September 7, 2009, at 2104 hours, Jail Investigation Unit Detective Robert Bayes' interviewed Suspect McKinzie at the Los Angeles County-USC Medical Center emergency room. Precise wording of the interview may be obtained by reviewing the IAB audio files or the verbatim transcripts listed in the ***Transcriptions - "Detective Bayes' Interview"*** *section of the case book. Suspect McKinzie's interview was summarized by Detective Bayes' in a supplemental report presented as* ***Exhibit Z.***

Suspect McKinzie was told he was in a hospital, but insistent that he was at "Broadway and 77th." Suspect McKinzie then started talking about wanting to see "George" to get onto his church program. When asked about his injuries, Suspect McKinzie stated his "feet hurt" when he walks. The interview was terminated shortly afterward.

> **IAB Note:** On September 7, 2009, Registered Nurse Alexander Gomez #[redacted], said Suspect McKinzie was prescribed two different medications, three times daily, for pain (Paxiril and Naprosin). His last dosage was given to him on September 6, 2009, at 1200 hours.

MISCELLANEOUS SECTION:

None.